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SALUS POPULI SUPREMA LEX ESTO

"The welfare of the people shall be the supreme law."



ROBIN CARNAHAN
SECRETARY OF STATE

MISSOURI REGISTER

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at <http://www.sos.mo.gov/adrules/pubsched.asp>

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RULES—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 28, *Missouri Register*, page 27. The approved short form of citation is 28 MoReg 27.

The rules are codified in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation , i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division within the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

RSMo—The most recent version of the statute containing the section number and the date.

Rules appearing under this heading are filed under the authority granted by section 536.025, RSMo 2000. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons and findings which support its conclusion that there is an immediate danger to the public health, safety or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

Rules filed as emergency rules may be effective not less than ten (10) days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

All emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

Title 2—DEPARTMENT OF AGRICULTURE Division 70—Plant Industries Chapter 11—Missouri Plant Law Quarantines

EMERGENCY RULE

2 CSR 70-11.040 Bakanae of Rice Exterior Quarantine

PURPOSE: *This rule prohibits the introduction of a serious disease pest of rice, known as Bakanae of rice or Foolish Seedling Disease, caused by the fungal organism, *Gibberella fujikuroi* (bakanae strains), into the state of Missouri, and establishes those articles and areas which are to be regulated. In the absence of a federal quarantine to prevent the movement and spread of this harmful disease of rice, it is necessary that the state entomologist take action to insure that infested rice seed and other regulated articles are not introduced into the state of Missouri.*

EMERGENCY STATEMENT: *This emergency rule provides immediate protection to the rice growing region of Missouri by prohibiting the introduction of a harmful plant disease not known to occur in the state of Missouri. This disease can be moved on infested rice seed and seed parts and is causing serious problems in the state of California, where it is widespread. Failure to enact this emergency rule could lead to the introduction of this harmful rice disease in Missouri, which, once introduced into a rice field cannot be eliminated, can spread to other fields causing reduced yields, create neg-*

*ative impacts on marketability of the rice crop and in extreme cases, crop failure. This emergency rule is needed to prohibit rice seed, originating in Bakanae infected areas, from moving into Missouri unless it has been tested and found free or has been treated with approved methods. The Plant Industries Division believes this emergency rule is essential for the protection of the multi-million dollar rice industry in Missouri. The scope of this emergency rule is limited to the circumstances creating the urgent situation and complies with the protections extended in the *Missouri* and *United States Constitutions*. The Plant Industries Division believes this emergency rule is fair to all interested persons and parties under the circumstances. A proposed rule, which covers this same material is published in this issue of the *Missouri Register*. This emergency rule was filed May 18, 2005 effective May 28, 2005, expires November 23, 2005.*

(1) It has been determined that a harmful disease pest of rice known as Bakanae (Foolish Seedling Disease), caused by the fungal organism *Gibberella fujikuroi* (bakanae strains), is not now known to be present in this state, is present in the state of California, designated as the infested area, and that its introduction into Missouri would result in serious loss and damage to the agriculture resources and to the general welfare of the state. Under the authority of section 263.130, RSMo of the Missouri Plant Law, the state entomologist does hereby establish a quarantine to prevent the entry of rice seed from infested areas into the state of Missouri, and now sets forth the name of the pest against which the quarantine is established, the infested areas, the articles regulated, the rules governing movement of regulated articles, the rules governing issuance of permits, the rules governing suppression activities and the penalty.

(2) The following definitions shall apply to this quarantine:

(A) Certificate—a document issued or authorized by the Missouri Department of Agriculture, or regulatory official of the state of origin, indicating that a regulated article is not contaminated with *Gibberella fujikuroi* (bakanae strains), or has been treated in such a manner as to eliminate the organism. Such articles may be moved to any destination.

(B) Compliance agreement—a written agreement between the Missouri Department of Agriculture and any person engaged in growing, dealing in or moving regulated articles wherein the latter agrees to comply with conditions specified in the agreement to prevent the dissemination of *Gibberella fujikuroi* (bakanae strains).

(C) Exemptions—provisions contained in these regulations which allow for modifications in conditions of movement of regulated articles from regulated areas under specified conditions.

(D) Farm operator—a person responsible for the production of a rice crop on any individual farm.

(E) Infected—the presence of the causal organism on or in seed or any plant part that may or may not sustain and support the living and reproduction of the organism.

(F) Infested—actually infested with the organism or so exposed to infestation that it would be reasonable to believe that an infestation exists.

(G) Inoculum—spores or any other part of the causal organism that might serve to cause the organism to survive and reproduce on any plant or plant part that it comes into contact with.

(H) Inspector—any authorized employee of the Missouri Department of Agriculture, or any other person authorized by the Missouri Department of Agriculture to enforce the provisions of quarantine and its rules.

(I) Limited permit—a document issued or authorized by an inspector or a designated regulatory official to provide for the movement of regulated articles to restricted destination for limited handling, utilization or processing or for treatment.

(J) Mill operator—a person responsible for the operation of a manufacturing plant, and all facilities of that plant, involved in the processing, packaging or handling of rough rice and rice products.

(K) Milled rice—rice that has been subjected to processing to produce products from rough rice.

(L) Milling rice—rice that has been produced, handled, acquired and destined for processing through a mill.

(M) Person—any individual, corporation, company, society, association or other business entity.

(N) Regulated area—any state or any portion of such state that is known to be infested with *Gibberella fujikuroi* (bakanae strains).

(O) Research rice—any rice seed or rice plant parts that are to be used in a recognized research project conducted by a state or federal program under the supervision of a trained and credentialed professional staff that has in place proper safety programs to prevent the accidental release and/or spread of the disease.

(P) Rice mill—any manufacturing plant and all associated facilities that are involved in processing rough rice to produce rice related products.

(Q) Rice—all parts of rice and wild rice plants of the genera *Oryza*.

(R) Rice hulls—the outer covering of the rice seed that usually is removed in the milling process.

(S) Rice production area—any area utilized in the growing of rice plants for production of the plant and/or subsequent seed for harvesting in the state of Missouri.

(T) Rice products—any commodity or product that has been produced from any part of the rice plant and may contain parts of the original plant structure or they may be unrecognizable as having originated from the rice plant because of being subjected to additional processing.

(U) Rice mill waste—any trash or discarded material that was originally contained or in contact with rice plants, seed or other plant parts utilized in a milling process.

(V) Rough rice—rice seed harvested, handled and transported in the same form it was in immediately following harvest and removal from the rice plant.

(W) Seed assay—any test available to be applied to a sample, lot or other quantity of seed to determine the presence of *Gibberella fujikuroi* (bakanae strains).

(X) Seed rice—seed removed from the rice plant and subjected to such processing as to make the seed suitable for use as planting material for subsequent rice crops. This processing may include but is not limited to cleaning, treating and bagging. Depending on the handling and products applied to this seed it may or may not be suitable for human consumption.

(Y) Treatment—any process that may be applied to rice seed or other plant parts in an attempt to modify or affect the presence of *Gibberella fujikuroi* (bakanae strains).

(Z) Used rice equipment—any equipment previously used to harvest, strip, transport, destroy or process rice.

(3) The following is a list of articles, the movement of which is regulated:

(A) The causal agent, *Gibberella fujikuroi* (bakanae strains), in any living stage of development;

(B) Rice;

(C) Rough rice;

(D) Seed rice;

(E) Research rice;

(F) Milling rice;

(G) Rice hulls;

(H) Rice mill waste;

(I) Used rice equipment;

(J) Any other products, articles or means of conveyance, not covered by this section, when determined by an inspector they present a hazard of spread of *Gibberella fujikuroi* (bakanae strains) and the person in possession thereof has been so notified.

(4) The following subsections shall govern the movement of regulated articles. Requirements under other applicable state and federal quarantines must also be met:

(A) A certificate or limited permit is required to transport regulated articles from a regulated area into or through any rice production area.

(B) A certificate or limited permit for movement of regulated articles may be obtained from the Missouri Department of Agriculture or an authorized cooperator/collaborator agency.

(C) A certificate or limited permit may be issued by an inspector if a regulated article:

1. Has originated in the non-infested area of this state or in a non-infested area of any other state and has not been exposed to infestation at any time; or

2. Has been treated to eliminate infestation; or

3. Has been subjected to a seed assay to determine if the causal agent is present and none is found; or

4. Has been grown, manufactured, stored or handled in such a manner that in the judgment of the inspector no infestation will be transmitted thereby.

(D) Limited permits may be issued by an inspector to allow the movement of non-certified regulated articles for specified handling, utilization, processing or treatment in accordance with approved procedures, provided the inspector has determined that such movement will not result in the spread of *Gibberella fujikuroi* (bakanae strains).

(E) When certificates or limited permits are required, they shall be securely fastened to the regulated article or to the outside of the container in which the regulated article is being moved.

(F) Any certificate or limited permit which has been issued or authorized may be withdrawn by the inspector if they determine that the holder thereof has not complied with any conditions for the use of such documents or with any conditions contained in a compliance agreement.

(G) Persons requesting certification or a limited permit must request the services from an inspector(s) at least forty-eight (48) hours before the services are needed. The regulated articles must be assembled at the place and manner in which the inspector designates outside the rice production area. The following information must be provided at the time the request is submitted:

1. The quantity of the regulated article to be moved;

2. The location of the regulated article;

3. The names and addresses of the consignee and consignor;

4. The method of shipment; and

5. The scheduled date of shipment.

(5) Regulated articles may be moved for experimental or scientific purposes in accordance with specified conditions; provided, a permit is securely attached to the container of such articles or to the article itself.

(6) As a condition of issuance of certificates or permits for the movement of regulated articles, any person engaged in purchasing, assembling, exchanging, handling, processing, utilizing, treating or moving such articles may be required to sign a compliance agreement stipulating that s/he will maintain such safeguards against the establishment and spread of infestation and comply with such conditions as to the maintenance of identity, handling and subsequent movement of such articles, and the cleaning and treatment of means of conveyance and containers used in the transportation of such articles as may be required by the inspector.

(7) Regulated products transported in violation of this quarantine must be treated or destroyed or returned to the point of origin at the discretion of the state entomologist. Common carriers or other carriers, persons, firms or corporations, who shall transport or move regulated products in violation of this quarantine and these rules shall be subject to the penalties named in section 263.180, RSMo.

(8) Regulated areas include the state of California and any other rice production area where *Gibberella fujikuroi* (bakanae strains) and/or Bakanae (Foolish Seedling Disease) have been confirmed to occur.

AUTHORITY: sections 263.040, 263.050, 263.130 and 263.140, RSMo Supp. 2004. Emergency rule filed May 18, 2005 effective May 28, 2005, expires Nov. 23, 2005. A proposed rule covering this same material is published in this issue of the *Missouri Register*.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 31—Missouri Universal Service Fund**

EMERGENCY AMENDMENT

4 CSR 240-31.010 Definitions. The commission is amending sections (4) and (9).

PURPOSE: This amendment is being proposed to incorporate additional eligibility requirements for low-income customers consistent with federal guidelines with an emergency rulemaking.

EMERGENCY STATEMENT: The General Assembly created and the Missouri Public Service Commission approved the establishment of a Missouri Universal Service Fund to help low income and disabled Missourians receive discounts for basic local telephone service. This emergency amendment is necessary to expand the eligibility criteria for low-income support and to maximize Federal Universal Service support for low-income customers. The Missouri Universal Service Fund is now commencing operations and expects to begin offering customer support on June 1, 2005. The Federal Communications Commission, (FCC) in expanding eligibility criteria, required state commissions to be consistent with federal rules by June 22, 2005. The amendment enhances the Fund's ability to assist low-income customers and disabled customers in obtaining affordable essential telecommunications services as directed by section 392.248.2(2), RSMo 2000. Certain telecommunications companies have expressed concerns that their federal Universal Service Fund support may be jeopardized if the Missouri Public Service Commission does not implement these rules by June 22, 2005. The FCC rules anticipate that some states will have their own rules. These states are known as non-default states and have the effect of preempting some of the federal rules relating to universal service funds. This commission has indicated that it desires to maintain its own rules rather than defaulting to the FCC guidelines. If the Missouri Public Service Commission does not promulgate these rules, Missouri runs the risk of defaulting to the federal rules; thus, potentially subjecting carriers to costly and burdensome requirements (such as income-based criteria) this commission chose not to incorporate. The Missouri Public Service Commission has used procedures best calculated to assure fairness to all interested persons and parties under the circumstances because it has discussed the emergency amendment with representatives of the telecommunications industry in Missouri. This emergency amendment follows procedures which comply with the protections extended by the *Missouri and United States Constitutions*. The scope of this emergency amendment is limited to the circumstances creating an emergency and requiring emergency action. This emergency amendment was filed May 31, 2005, effective June 10, 2005, expires February 15, 2006.

(4) Disabled customer—Any customer who requests or receives residential essential local telecommunications service and who meets the definition of disabled set out in section 660.100.2, RSMo 2000 or a customer who has a dependent that meets the definition of disabled set out in section 660.100.2, RSMo and is residing in the customer's household.

(9) Low-income customer—Any customer who requests or receives residential essential local telecommunications service and who *has been certified by the Department of Social Services as economically disadvantaged by participation* participates in Medicaid, food stamps, Supplementary Security Income (SSI), federal public housing assistance or Section 8, **National School Lunch Program's free lunch program, Temporary Assistance for Needy Families** or Low Income Home Energy Assistance Program (LIHEAP).

AUTHORITY: sections 392.200.2, 392.248 and 392.470.1, RSMo 2000. Original rule filed Aug. 15, 1997, effective April 30, 1998. Amended: Filed Oct. 30, 2002, effective July 30, 2003. Emergency amendment filed May 31, 2005, effective June 10, 2005, expires Feb. 15, 2006.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 31—Missouri Universal Service Fund**

EMERGENCY AMENDMENT

4 CSR 240-31.050 Eligibility for Funding—Low-Income Customers and Disabled Customers. The commission is adding subsections (2)(C) and (D); amending subsection (3)(D); inserting new subsections (3)(E) and (F); and relettering subsequent subsections.

PURPOSE: This proposed amendment incorporates reporting requirements in subsection (2)(C) and eligibility requirements in subsection (3)(E) consistent with federal guidelines with an emergency rulemaking.

EMERGENCY STATEMENT: The General Assembly created and the Missouri Public Service Commission approved the establishment of a Missouri Universal Service Fund to help low income and disabled Missourians receive discounts for basic local telephone service. This emergency amendment is necessary to establish record retention requirements for documents used in determining the eligibility of customers qualifying for low-income or disabled support. The emergency amendment also allows customers sixty (60) days to show continued eligibility before losing low-income or disabled support. The Federal Communications Commission (FCC) has promulgated rules and required state commissions to become consistent with federal rules by June 22, 2005. Certain telecommunications companies have expressed concerns that their federal Universal Service Fund support may be jeopardized if the Missouri Public Service Commission does not implement these rules by June 22, 2005. The FCC rules anticipate that some states will have their own rules. These states are known as non-default states and have the effect of preempting some of the federal rules relating to universal service funds. This commission has indicated that it desires to maintain its own rules rather than defaulting to the FCC guidelines. If the Missouri Public Service Commission does not promulgate these rules, Missouri runs the risk of defaulting to the federal rules; thus, potentially subjecting carriers to costly and burdensome requirements (such as income-based criteria) this commission chose not to incorporate. The Missouri Public Service Commission has used procedures best calculated to assure fairness to all interested persons and parties under the circumstances because it has discussed the emergency amendment with representatives of the telecommunications industry in Missouri. This emergency amendment follows procedures which comply with the protections extended by the *Missouri and United States Constitutions*. The scope of this emergency amendment is limited to the circumstances creating an emergency and requiring emergency action. This emergency

amendment was filed May 31, 2005, effective June 10, 2005, expires February 15, 2006.

(2) Reporting Requirements.

(C) **The eligible telecommunications companies shall maintain records to document compliance with all requirements governing the low-income customer program for the three (3) full preceding calendar years and provide that documentation to the commission or Fund Administrator upon request.**

(D) **Reporting Requirements for Wholesale or Resold Services.**

1. **If a telecommunications company provides low-income customer or disabled customer discounted wholesale services to a reseller, it must obtain a certification from the reseller that it is complying with all commission requirements governing the low-income customer or disabled customer programs.**

2. **Noneligible telecommunications company resellers that purchase low-income customer or disabled customer discounted wholesale services to offer discounted services to low-income or disabled consumers must maintain records to document compliance with all commission requirements governing the low-income customer or disabled customer programs for the three (3) full preceding calendar years and provide that documentation to the commission or Fund Administrator upon request or until audited.**

(3) Individual Eligibility.

(D) Individuals who qualify for low-income or disabled support shall certify in writing on an application designed for that purpose that they are eligible for the programs. Such application shall require the applicant to certify under penalty of perjury that the individual receives benefits from one (1) of the qualifying programs and identify the program or programs from which that individual receives benefits. On the same document, a qualifying low-income or disabled individual also must agree to notify the carrier if that individual ceases to participate in the program or programs. **The application shall be used to certify individuals for both state and federal low-income support.** The companies shall rely upon this certification to provide the benefits under these programs until *[the]* individuals advise/s/ the company that they are no longer qualified or until the company is advised by the administrator that the individuals may not be eligible.

(E) **The telecommunications company shall, by December 31, 2005, establish procedures to verify a customer's continued eligibility for the low-income or disabled customer program. Verification procedures may include, but are not limited to, compliance with federal verification requirements, random beneficiary surveys, periodic submission of documentation showing participation in qualifying programs or periodic self-certification updates.**

(F) **The telecommunications company shall terminate an individual's enrollment in the low-income customer or disabled customer program if the customer ceases to meet eligibility requirements. Notification of impending termination shall be in the form of a letter separate from the individual's monthly bill. Individuals shall be allowed sixty (60) days following the date of the impending termination letter to demonstrate continued eligibility to the telecommunications company. The telecommunications company shall terminate discounted services supported by the low-income customer or disabled customer program to any customer who fails to demonstrate continued eligibility within the sixty (60)-day time period.**

[(E)](G) Any eligible individual submitting an application within sixty (60) days of initiating service will be entitled to the applicable low-income or disabled discounts from the date of service initiation. If applicable, the company may provide either a refund or credit, as determined by the company. Any eligible individual submitting an

application after sixty (60) days of initiating service will begin receiving the appropriate discounts on a prospective basis.

[(F)](H) The fund administrator shall be authorized by the board to conduct audits of individual self-certification using records that can be lawfully made available from the administrators of qualifying programs. If as a result of these audits, the administrator determines that a recipient may not be eligible for low-income or disabled support, the individual shall be required to verify eligibility for continuing to receive support pursuant to administrative procedures established by the fund administrator and approved by the board.

AUTHORITY: sections 392.200.2, 392.248 and 392.470.1, RSMo 2000. Original rule filed Aug. 15, 1997, effective April 30, 1998. Amended: Filed Oct. 30, 2002, effective July 30, 2003. Emergency amendment filed May 31, 2005, effective June 10, 2005, expires Feb. 15, 2006.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 40—Family Support Division
Chapter 2—Income Maintenance**

EMERGENCY AMENDMENT

13 CSR 40-2.375 Medical Assistance for Families. The division is amending section (1).

PURPOSE: This amendment modifies the income limit for the Medical Assistance for Families program after June 30, 2005.

EMERGENCY STATEMENT: Missouri's economic status requires emergency measures to contain cost wherever feasible. In order to meet SFY 2006 projected revenues, the 93rd General Assembly, in House Bill 11, approved savings from core reductions and mandatory new decision items to the Medical Assistance for Families program, totaling \$110.2 million. Beginning July 1, 2005 Medicaid coverage for Medical Assistance for Families is modified so that the income limit is reduced from seventy-five percent (75%) of the federal poverty level to the July 16, 1996 Aid to Families with Dependent Children (AFDC) income standards. Promulgation of this emergency amendment is necessary to preserve the compelling governmental interest to achieve a balanced state budget for SFY 2006. A proposed amendment, which covers the same material, is published in this issue of the Missouri Register. The scope of this emergency amendment is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. The division believes this emergency amendment is fair to all interested persons and parties under the circumstances. This emergency amendment was filed May 20, 2005, effective July 1, 2005, expires December 27, 2005.

(1) The income limits for persons to be eligible for the Medical Assistance for Families program established pursuant to section 208.145, RSMo *[is at or below seventy-five percent (75%) of the federal poverty level for the household size]* are the **July 16, 1996 Aid to Families with Dependent Children (AFDC) income standards for the assistance group size.**

AUTHORITY: sections 207.020 and 208.145, RSMo 2000. Emergency rule filed June 7, 2002, effective July 1, 2002, expired Dec. 27, 2002. Original rule filed June 11, 2002, effective Dec. 30, 2002. Emergency amendment filed June 7, 2004, effective July 1, 2004, expired Dec. 27, 2004. Amended: Filed June 7, 2004, effective Jan. 30, 2005. Emergency amendment filed May 20, 2005, effective July 1, 2005, expires Dec. 27, 2005. A proposed amendment covering this same material is published in this issue of the Missouri Register.

Under this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbolology under the heading of the proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety (90)-day-count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

**Title 1—OFFICE OF ADMINISTRATION
Division 15—Administrative Hearing Commission
Chapter 3—Procedure For All Contested
Cases Under Statutory Jurisdiction**

PROPOSED AMENDMENT

1 CSR 15-3.290 Filing of Documents; Fax Filing; Posting Bond.
The commission is amending subsection (2)(E).

PURPOSE: The commission is amending subsection (2)(E) because the commission no longer requires the filing of a hard copy to follow fax filing in every case.

- (2) A party filing by fax shall—
(E) Certify in the documents/—

1. *The/* the method of notice used to fulfill the requirements of subsection (2)(C) of this rule/; and

2. *Compliance with the requirements of subsection (2)(D) of this rule/;* and

AUTHORITY: sections 621.035, RSMo 2000 and 621.198, [and 621.205] RSMo [2000] Supp. 2004. Original rule filed Aug. 5, 1991, effective Feb. 6, 1992. Amended: Filed Oct. 31, 1994, effective May 28, 1995. Amended: Filed Jan. 11, 2001, effective July 30, 2001. Amended: Filed June 1, 2005.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Administrative Hearing Commission, Karen A. Winn, Presiding Commissioner, PO Box 1557, Jefferson City, MO 65102. To be considered, comments must be received no later than 5:00 p.m. on August 2, 2005. No public hearing is scheduled.

**Title 1—OFFICE OF ADMINISTRATION
Division 15—Administrative Hearing Commission
Chapter 3—Procedure For All Contested
Cases Under Statutory Jurisdiction**

PROPOSED AMENDMENT

1 CSR 15-3.350 Complaints. The commission is amending subsection (2)(D) and section (5).

PURPOSE: The commission is amending subsection (2)(D) of this rule to maintain the filing fee authorized under section 621.053, RSMo Supp. 2004. The commission is amending section (5) to clarify that the service of an amended complaint is the same as service of any document other than the original complaint.

(2) Specific Cases. In addition to the other requirements of this rule—

(D) In a case arising pursuant to Chapter 407, RSMo, including cases relating to the protest of an action taken by a motor vehicle, motorcycle or all-terrain vehicle manufacturer, distributor or representative pursuant to a franchise agreement, the petition shall include a filing fee equal to the filing fee of the circuit court of Cole County. The provisions of this subsection (2)(D) of this regulation shall expire on November 30, [2005] 2006.

(5) The provisions of this rule, except subsection (1)(D) and section (3), apply to amended complaints.

AUTHORITY: sections 621.035, RSMo 2000 and 621.053 and 621.198, RSMo Supp. [2003] 2004. Original rule filed Aug. 5, 1991, effective Feb. 6, 1992. For intervening history, please consult the Code of State Regulations. Amended: Filed June 1, 2005.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Administrative Hearing Commission, Karen A. Winn, Presiding Commissioner, PO Box 1557, Jefferson City, MO 65102. To be considered, comments must be received no later than 5:00 p.m. on August 2, 2005. No public hearing is scheduled.

**Title 1—OFFICE OF ADMINISTRATION
Division 15—Administrative Hearing Commission
Chapter 3—Procedure For All Contested
Cases Under Statutory Jurisdiction**

PROPOSED AMENDMENT

1 CSR 15-3.380 Answers and Other Responsive Pleadings. The commission is amending subsection (2)(E).

PURPOSE: The commission is amending subsection (2)(E) to facilitate the more fair and efficient development of the issues when an appeal of a state action is at issue.

(2) An answer to the complaint shall—

(E) When the petitioner seeks review of respondent's action, include—

1. Allegations of any [conduct] facts on which the respondent bases the action, with sufficient specificity to enable the petitioner to address such allegations;
2. Any provision of law that allows the respondent to base the action on such facts;
3. A copy of any written notice of the action of which petitioner seeks review, unless such written notice was included in the complaint; and
4. Facts that show that the respondent has complied with any provisions of law requiring the respondent to notify the petitioner of the action that petitioner is appealing.

AUTHORITY: sections 621.035, RSMo 2000 and 621.198, RSMo Supp. [2003] 2004. Original rule filed Aug. 5, 1991, effective Feb. 6, 1992. For intervening history, please consult the *Code of State Regulations*. Amended: Filed June 1, 2005.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Administrative Hearing Commission, Karen A. Winn, Presiding Commissioner, PO Box 1557, Jefferson City, MO 65102. To be considered, comments must be received no later than 5:00 p.m. on August 2, 2005. No public hearing is scheduled.

**Title 1—OFFICE OF ADMINISTRATION
Division 15—Administrative Hearing Commission
Chapter 3—Procedure For All Contested
Cases Under Statutory Jurisdiction**

PROPOSED AMENDMENT

1 CSR 15-3.490 Hearings on Complaints; Default. The commission is amending section (4).

PURPOSE: The commission is amending section (4) to facilitate the scheduling and re-scheduling of hearings.

(4) Expedited Hearings and Continuances. The commission may expedite or continue the hearing date upon notice to the parties except as otherwise provided by law. Any party may file a motion for an expedited hearing or a continuance. The motion shall:

(A) Be in writing;

(B) [s/State good cause/]; and

(C) State whether any party objects to the extension or that efforts to contact the parties have been futile.

AUTHORITY: sections 621.035, RSMo 2000 and 621.198, RSMo Supp. [2001] 2004. Original rule filed Aug. 5, 1991, effective Feb. 6, 1992. Amended: Filed Oct. 31, 1994, effective May 28, 1995. Amended: Filed Jan. 11, 2001, effective July 30, 2001. Amended: Filed June 3, 2002, effective Nov. 30, 2002. Amended: Filed June 1, 2005.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Administrative Hearing Commission, Karen A. Winn, Presiding Commissioner, PO Box 1557, Jefferson City, MO 65102. To be considered, comments must be received no later than 5:00 p.m. on August 2, 2005. No public hearing is scheduled.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 11—Missouri Plant Law Quarantines**

PROPOSED RULE

2 CSR 70-11.040 Bakanae of Rice Exterior Quarantine

PURPOSE: This rule prohibits the introduction of a serious disease pest of rice, known as Bakanae of rice or Foolish Seedling Disease, caused by the fungal organism, *Gibberella fujikuroi* (bakanae strains), into the state of Missouri, and establishes those articles and areas which are to be regulated. In the absence of a federal quarantine to prevent the movement and spread of this harmful disease of rice, it is necessary that the state entomologist take action to insure that infected rice seed and other regulated articles are not introduced into the state of Missouri.

(1) It has been determined that a harmful disease pest of rice known as Bakanae (Foolish Seedling Disease), caused by the fungal organism *Gibberella fujikuroi* (bakanae strains), is not now known to be present in this state, is present in the state of California, designated as the infested area, and that its introduction into Missouri would result in serious loss and damage to the agriculture resources and to the general welfare of the state. Under the authority of section 263.130, RSMo of the Missouri Plant Law, the state entomologist does hereby establish a quarantine to prevent the entry of rice seed from infested areas into the state of Missouri, and now sets forth the name of the pest against which the quarantine is established, the infested areas, the articles regulated, the rules governing movement of regulated articles, the rules governing issuance of permits, the rules governing suppression activities and the penalty.

(2) The following definitions shall apply to this quarantine:

(A) Certificate—a document issued or authorized by the Missouri Department of Agriculture, or regulatory official of the state of origin, indicating that a regulated article is not contaminated with *Gibberella fujikuroi* (bakanae strains), or has been treated in such a manner as to eliminate the organism. Such articles may be moved to any destination.

(B) Compliance agreement—a written agreement between the Missouri Department of Agriculture and any person engaged in growing, dealing in or moving regulated articles wherein the latter agrees to comply with conditions specified in the agreement to prevent the dissemination of *Gibberella fujikuroi* (bakanae strains).

(C) Exemptions—provisions contained in these regulations which allow for modifications in conditions of movement of regulated articles from regulated areas under specified conditions.

(D) Farm operator—a person responsible for the production and/or sale of a rice crop on any individual farm.

(E) Infected—the presence of the causal organism on or in seed or any plant part that may or may not sustain and support the living and reproduction of the organism.

(F) Infested—actually infested with the organism or so exposed to infestation that it would be reasonable to believe that an infestation exists.

(G) Inoculum—spores or any other part of the causal organism that might serve to cause the organism to survive and reproduce on any plant or plant part that it comes into contact with.

(H) Inspector—any authorized employee of the Missouri Department of Agriculture, or any other person authorized by the Missouri Department of Agriculture to enforce the provisions of quarantine and its rules.

(I) Limited permit—a document issued or authorized by an inspector or a designated regulatory official to provide for the movement of regulated articles to restricted destination for limited handling, utilization or processing or for treatment.

(J) Mill operator—a person responsible for the operation of a manufacturing plant, and all facilities of that plant, involved in the processing, packaging or handling of rough rice and rice products.

(K) Milled rice—rice that has been subjected to processing to produce products from rough rice.

(L) Milling rice—rice that has been produced, handled, acquired and destined for processing through a mill.

(M) Person—any individual, corporation, company, society, association or other business entity.

(N) Regulated area—any state or any portion of such state that is known to be infested with *Gibberella fujikuroi* (bakanae strains).

(O) Research rice—any rice seed or rice plant parts that are to be used in a recognized research project conducted by a state or federal program under the supervision of a trained and credentialed professional staff that has in place proper safety programs to prevent the accidental release and/or spread of the disease.

(P) Rice mill—any manufacturing plant and all associated facilities that are involved in processing rough rice to produce rice related products.

(Q) Rice—all parts of rice and wild rice plants of the genera *Oryza*.

(R) Rice hulls—the outer covering of the rice seed that usually is removed in the milling process.

(S) Rice production area—any area utilized in the growing of rice plants for production of the plant and/or subsequent seed for harvesting in the state of Missouri.

(T) Rice products—any commodity or product that has been produced from any part of the rice plant and may contain parts of the original plant structure or they may be unrecognizable as having originated from the rice plant because of being subjected to additional processing.

(U) Rice mill waste—any trash or discarded material that was originally contained or in contact with rice plants, seed or other plant parts utilized in a milling process.

(V) Rough rice—rice seed harvested, handled and transported in the same form it was in immediately following harvest and removal from the rice plant.

(W) Seed assay—any test available to be applied to a sample, lot or other quantity of seed to determine the presence of *Gibberella fujikuroi* (bakanae strains).

(X) Seed rice—seed removed from the rice plant and subjected to such processing as to make the seed suitable for use as planting material for subsequent rice crops. This processing may include but is not limited to cleaning, treating and bagging. Depending on the handling and products applied to this seed it may or may not be suitable for human consumption.

(Y) Treatment—any process that may be applied to rice seed or other plant parts in an attempt to modify or affect the presence of *Gibberella fujikuroi* (bakanae strains).

(Z) Used rice equipment—any equipment previously used to harvest, strip, transport, destroy or process rice.

(3) The following is a list of articles, the movement of which is regulated:

(A) The causal agent, *Gibberella fujikuroi* (bakanae strains), in any living stage of development;

(B) Rice;

(C) Rough rice;

(D) Seed rice;

(E) Research rice;

(F) Milling rice;

(G) Rice hulls;

(H) Rice mill waste;

(I) Used rice equipment;

(J) Any other products, articles or means of conveyance, not covered by this section, when determined by an inspector they present a hazard of spread of *Gibberella fujikuroi* (bakanae strains) and the person in possession thereof has been so notified.

(4) The following subsections shall govern the movement of regulated articles. Requirements under other applicable state and federal quarantines must also be met:

(A) A certificate or limited permit is required to transport regulated articles from a regulated area into or through any rice production area.

(B) A certificate or limited permit for movement of regulated articles may be obtained from the Missouri Department of Agriculture or an authorized cooperator/collaborator agency.

(C) A certificate or limited permit may be issued by an inspector if a regulated article:

1. Has originated in the non-infested area of this state or in a non-infested area of any other state and has not been exposed to infestation at any time; or

2. Has been treated to eliminate infestation; or

3. Has been subjected to a seed assay to determine if the causal agent is present and none is found; or

4. Has been grown, manufactured, stored or handled in such a manner that in the judgment of the inspector no infestation will be transmitted thereby.

(D) Limited permits may be issued by an inspector to allow the movement of noncertified regulated articles for specified handling, utilization, processing or treatment in accordance with approved procedures, provided the inspector has determined that such movement will not result in the spread of *Gibberella fujikuroi* (bakanae strains).

(E) When certificates or limited permits are required, they shall be securely fastened to the regulated article or to the outside of the container in which the regulated article is being moved.

(F) Any certificate or limited permit which has been issued or authorized may be withdrawn by the inspector if they determine that the holder thereof has not complied with any conditions for the use of such documents or with any conditions contained in a compliance agreement.

(G) Persons requesting certification or a limited permit must request the services from an inspector(s) at least forty-eight (48) hours before the services are needed. The regulated articles must be assembled at the place and manner in which the inspector designates outside the rice production area. The following information must be provided at the time the request is submitted:

1. The quantity of the regulated article to be moved;
2. The location of the regulated article;
3. The names and addresses of the consignee and consignor;
4. The method of shipment; and
5. The scheduled date of shipment.

(5) Regulated articles may be moved for experimental or scientific purposes in accordance with specified conditions; provided, a permit is securely attached to the container of such articles or to the article itself.

(6) As a condition of issuance of certificates or permits for the movement of regulated articles, any person engaged in purchasing, assembling, exchanging, handling, processing, utilizing, treating or moving such articles may be required to sign a compliance agreement stipulating that s/he will maintain such safeguards against the establishment and spread of infestation and comply with such conditions as to the maintenance of identity, handling and subsequent movement of such articles, and the cleaning and treatment of means of conveyance and containers used in the transportation of such articles as may be required by the inspector.

(7) Regulated products transported in violation of this quarantine must be treated or destroyed or returned to the point of origin at the discretion of the state entomologist. Common carriers or other carriers, persons, firms or corporations, who shall transport or move regulated products in violation of this quarantine and these rules shall be subject to the penalties named in section 263.180, RSMo.

(8) Regulated areas include the state of California and any other rice production area where *Gibberella fujikuroi* (bakanae strains) and/or Bakanae (Foolish Seedling Disease) have been confirmed to occur.

AUTHORITY: sections 263.040, 263.050, 263.130 and 263.140, RSMo Supp. 2004. Emergency rule filed May 18, 2005, effective May 28, 2005, expires Nov. 23, 2005. Original rule filed June 6, 2005.

PUBLIC COST: This proposed rule will cost state agencies or political subdivisions less than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Department of Agriculture, Plant Industries Division, Office of the State Entomologist, Michael E. Brown, PO Box 630, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days of publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 150—State Board of Registration for the Healing Arts

Chapter 7—Licensing of Physician Assistants

PROPOSED AMENDMENT

4 CSR 150-7.135 Physician Assistant Supervision Agreements. The board is proposing to add new language in subsection (1)(F).

PURPOSE: This amendment adds a definition of “actively engaged.”

(1) As used in this rule, unless specifically provided otherwise, the term—

(F) **Actively engaged**—as used in subsection (1)(A) of this rule shall mean a physician who, in addition to the patients being treated by the physician assistant, has an established practice of patients for whom they are responsible for their ongoing care.

AUTHORITY: section 334.735, RSMo [Supp. 1998] 2000. Original rule filed Jan. 3, 1997, effective July 30, 1997. Rule Action Notice filed: July 7, 1998, effective July 21, 1999. Amended: Filed July 30, 1999, effective Feb. 29, 2000. Amended: Filed March 1, 2005. Amended: Filed June 1, 2005.

PUBLIC COST: The proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: The proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri State Board of Healing Arts, Attn: Tina Steinman, Executive Director, 3605 Missouri Blvd., PO Box 4, Jefferson City, MO 65102 or healingarts@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

Division 100—Missouri Commission for the Deaf and Hard of Hearing

Chapter 200—Board for Certification of Interpreters

PROPOSED AMENDMENT

5 CSR 100-200.060 Written Test. The Missouri Commission for the Deaf and Hard of Hearing is amending section (8) of this rule.

PURPOSE: This amendment reduces the time that an applicant for certification is required to wait after failing the written test in the Missouri Interpreters Certification System before being allowed to take the written test again. The required wait time is reduced from six (6) months to three (3) months.

(8) Any applicant unable to obtain a passing score on the written test must refrain from retesting for a period of at least ~~six (6)~~ **three (3)** months from the date of their last written test. Any such applicant may reapply to take the written test by submitting a new application form along with the appropriate application fee.

AUTHORITY: sections 209.292(1), RSMo Supp. [2003] 2004 and 209.295(8), RSMo 2000. Original rule filed June 20, 1996, effective Jan. 30, 1997. Rescinded and readopted: Filed July 26, 2001, effective March 30, 2002. Amended: Filed Nov. 14, 2003, effective June 30, 2004. Amended: Filed May 27, 2005.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Commission for the Deaf and Hard of Hearing, 1103 Rear Southwest Boulevard, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**[Title 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS**

**Division 70—Missouri Assistive Technology Advisory
Council
Chapter 1—Assistive Technology Programs]**

**Title 1—OFFICE OF ADMINISTRATION
Division 70—Missouri Assistive Technology Advisory
Council
Chapter 1—Assistive Technology Programs**

PROPOSED AMENDMENT

[8 CSR 70-1.010] 1 CSR 70-1.010 Telecommunications Access Program. The council proposes to move this rule from Title 8 to Title 1 and amend paragraph (9)(D)1.

PURPOSE: This amendment is being proposed to move rules from the Department of Labor and Industrial Relations to the Office of Administration and to allow the council to provide adaptive telephone equipment on long-term loan to eligible Missourians with disabilities.

(9) TAP for Telephone Specific Procedures.

(D) Equipment Ownership, Repair and Replacement—

1. Adaptive telephone equipment purchased for an individual applicant *[shall]* **may** be owned by that applicant **or may be provided on a long-term loan basis at the discretion of the program administrator based on determination of effectiveness.**

2. Adaptive telephone equipment will be covered by the product warranty or by a one (1)-year express warranty provided via the Missouri Lemon Law for Assistive Devices.

3. The program administrator may provide a repair and replacement program.

4. Miscellaneous supplies, such as Text Telephone (TTY) paper are the applicant's responsibility.

5. An applicant shall be eligible for replacement equipment every four (4) years, unless their disability needs change. The program administrator may approve equipment replacement within this time period for extenuating circumstances.

6. If an applicant's disability changes, rendering the adaptive telephone equipment inappropriate to meet their needs, the applicant may reapply for new equipment and shall provide a description of the disability change.

AUTHORITY: section 209.253, RSMo 2000. Emergency rule filed July 28, 2000, effective Aug. 28, 2000, expired Feb. 23, 2001. Original rule filed July 28, 2000, effective Jan. 30, 2001. Emergency amendment filed Dec. 21, 2000, effective Dec. 31, 2000, expired June 28, 2001. Amended: Filed Dec. 21, 2000, effective June 30, 2001. Amended: Filed Aug. 7, 2001, effective Feb. 28, 2002. Amended: Filed Feb. 4, 2004, effective Aug. 30, 2004. Amended: Filed May 23, 2005.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Assistive Technology Advisory Council, 4731 Cochise, Suite 114, Independence, MO 64055 or e-mail at matpmo@swbell.net. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**[Title 8—DEPARTMENT OF LABOR AND
INDUSTRIAL RELATIONS**

**Division 70—Missouri Assistive Technology Advisory
Council
Chapter 1—Assistive Technology Programs]**

**Title 1—OFFICE OF ADMINISTRATION
Division 70—Missouri Assistive Technology Advisory
Council
Chapter 1—Assistive Technology Programs**

PROPOSED AMENDMENT

[8 CSR 70-1.020] 1 CSR 70-1.020 Assistive Technology Loan Program. The council proposes to move this rule from Title 8 to Title 1.

PURPOSE: This amendment is being proposed to move rules from the Department of Labor and Industrial Relations to the Office of Administration.

AUTHORITY: section 191.865, RSMo 2000. Original rule filed July 10, 2001, effective Jan. 30, 2002. Amended: Filed Feb. 4, 2004, effective Aug. 30, 2004. Amended: Filed May 23, 2005.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Assistive Technology Advisory Council, 4731 Cochise, Suite 114, Independence, MO 64055 or e-mail at matpmo@swbell.net. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 40—Family Support Division
Chapter 2—Income Maintenance**

PROPOSED AMENDMENT

13 CSR 40-2.375 Medical Assistance for Families. The division is amending section (1).

PURPOSE: This amendment modifies the income limit for the Medical Assistance for Families program after June 30, 2005.

(1) The income limits for persons to be eligible for the Medical Assistance for Families program established pursuant to section 208.145, RSMo *[is at or below seventy-five percent (75%) of the federal poverty level for the household size]* are the **July 16, 1996 Aid to Families with Dependent Children (AFDC) income standards for the assistance group size.**

AUTHORITY: sections 207.020 and 208.145, RSMo 2000. Emergency rule filed June 7, 2002, effective July 1, 2002, expired Dec. 27, 2002. Original rule filed June 11, 2002, effective Dec. 30, 2002. Emergency amendment filed June 7, 2004, effective July 1, 2004, expired Dec. 27, 2004. Amended: Filed June 7, 2004, effective Jan. 30, 2005. Emergency amendment filed May 20, 2005, effective July 1, 2005, expires Dec. 27, 2005. Amended: Filed May 20, 2005.

PUBLIC COST: This proposed amendment will cost state agencies or political subdivisions thirty-nine thousand three hundred forty-six dollars and twenty cents (\$39,346.20) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Social Services, Family Support Division, 615 Howerton Court, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

**FISCAL NOTE
PUBLIC COST**

I. RULE NUMBER

Rule Number and Name:	13 CSR 40-2.375
Type of Rulemaking:	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Division of Family Services	\$39,346.20

III. WORKSHEET

65,577 cases times two mailings equals 131,154 total letters, times \$0.30 bulk postage per letter equals \$39,346.20 total postage cost.

IV. ASSUMPTIONS

Approximately 65,577 families will be sent two letters notifying the affected clients. The cost will be \$0.30 per letter. Administrative costs are matched by the federal government at 50%. Therefore half, or \$19,673.10, would be general revenue cost and the other half, \$19,673.10, would be federal Medicaid cost.

Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 3—Conditions of Provider Participation,
Reimbursement and Procedure of General Applicability

PROPOSED RULE

13 CSR 70-3.170 Medicaid Managed Care Organization Reimbursement Allowance

PURPOSE: This rule establishes the formula for determining the Medicaid Managed Care Organizations' Reimbursement Allowance each Medicaid Managed Care Organization is required to pay for the privilege of engaging in the business of providing health benefit services in this state as required by Senate Bill 189, 93rd General Assembly.

(1) Medicaid Managed Care Organization Reimbursement Allowance (MCORA) shall be assessed as described in this section.

(A) Definitions.

1. Medicaid Managed Care Organization (MCO). A health benefit plan, as defined in section 376.1350, RSMo, with a contract under 42 U.S.C. section 1396b(m) to provide health benefit services to Missouri MC+ managed care program eligibility groups.
2. Department. Department of Social Services.
3. Director. Director of the Department of Social Services.
4. Division. Division of Medical Services.
5. Health annual statement. The National Association of Insurance Commissioners (NAIC) annual financial statement filed with the Missouri Department of Insurance.
6. Total revenues. Total revenues reported for Title XIX—Medicaid on the NAIC annual statement schedule "Analysis of Operations by Lines of Business." Column No. 8, Line 7.
7. Engaging in the business of providing health benefit services. Accepting payment for health benefit services.

(B) Beginning July 1, 2005, each Medicaid MCO in this state shall, in addition to all other fees and taxes now required or paid, pay a Medicaid Managed Care Organization Reimbursement Allowance (MCORA) for the privilege of engaging in the business of providing health benefit services in this state.

1. The Medicaid MCORA owed for existing Medicaid MCOs shall be calculated by multiplying the Medicaid MCORA tax rate by the Total Revenues, as defined above. The most recent available NAIC Health Annual Statement shall be used. The Medicaid MCORA shall be divided by and collected over the number of months for which each Medicaid MCORA is effective. The Medicaid MCORA rates, effective dates, and applicable NAIC Health Annual Statements are set forth in section (2).

A. Exceptions.

(I) If an existing Medicaid MCO's applicable NAIC Health Annual Statement, as set forth in section (2), does not represent a full calendar year worth of revenue due to the Medicaid MCO entering the Medicaid market during the calendar year, the Total Revenues used to determine the Medicaid MCORA shall be the partial year Total Revenues reported on the NAIC Health Annual Statements schedule titled Analysis of Operations by Lines of Business annualized.

(II) If an existing Medicaid MCO did not have Total Revenues reported on the applicable NAIC Health Annual Statement due to the Medicaid MCO not entering the Medicaid market until after the calendar year, the Total Revenue used to determine the Medicaid MCORA shall be the MC+ regional weighted average per member per month net capitation rate in effect during the same calendar year multiplied by the Medicaid MCO's estimated annualized member months based on the most recent complete month.

(C) The Department of Social Services shall prepare a confirmation schedule of the information from each Medicaid MCO's NAIC

Health Annual Statement Analysis of Operations by Lines of Business and provide each Medicaid MCO with this schedule.

1. The schedule shall include:

- A. Medicaid MCO name;
- B. Medicaid MCO provider number;
- C. Calendar year from the NAIC Health Annual Statement;

and

D. Total Revenues reported on the Analysis of Operations by Lines of Business schedule.

2. Each Medicaid MCO required to pay the Medicaid MCORA shall review the information in the schedule referenced in paragraph (1)(C)1. of this regulation and if necessary, provide the department with correct information. If the information supplied by the department is incorrect, the Medicaid MCO, within fifteen (15) calendar days of receiving the confirmation schedule, must notify the division and explain the corrections. If the division does not receive corrected information within fifteen (15) calendar days, it will be assumed to be correct, unless the Medicaid MCO files a protest in accordance with subsection (1)(E) of this regulation.

(D) Payment of the Medicaid MCORA.

1. Offset. Each Medicaid MCO may request that their Medicaid MCORA be offset against any Missouri Medicaid payment due to that MCO. A statement authorizing the offset must be on file with the division before any offset may be made relative to the Medicaid MCORA by the MCO. Assessments shall be allocated and deducted over the applicable service period. Any balance due after the offset shall be remitted by the Medicaid MCO to the department. The remittance shall be made payable to the director of the Department of Revenue and deposited in the state treasury to the credit of the Medicaid MCORA Fund. If the remittance is not received before the next Medicaid payment cycle, the division shall offset the balance due from that check.

2. Check. If no offset has been authorized by the Medicaid MCO, the division will begin collecting the Medicaid MCORA on the first day of each month. The Medicaid MCORA shall be remitted by the Medicaid MCO to the department. The remittance shall be made payable to the director of the Department of Revenue and deposited in the state treasury to the credit of the Medicaid MCORA Fund.

3. Failure to pay the Medicaid MCORA. If a Medicaid MCO fails to pay its Medicaid MCORA within thirty (30) days of notice, the Medicaid MCORA shall be delinquent. For any delinquent Medicaid MCORA, the department may compel the payment of such reimbursement allowance in the circuit court having jurisdiction in the county where the main offices of the Medicaid MCO is located. In addition, the director of the Department of Social Services or the director's designee may cancel or refuse to issue, extend, or reinstate a Medicaid contract agreement to any Medicaid MCO that fails to pay such delinquent reimbursement allowance required unless under appeal. Furthermore, except as otherwise noted, failure to pay a delinquent reimbursement allowance imposed shall be grounds for denial, suspension, or revocation of a license granted by the Department of Insurance. The director of the Department of Insurance may deny, suspend, or revoke the license of the Medicaid MCO with a contract under 42 U.S.C. section 1396b(m) that fails to pay a MCO's delinquent reimbursement allowance unless under appeal.

(E) Each Medicaid MCO, upon receiving written notice of the final determination of its Medicaid MCORA, may file a protest with the director of the department setting forth the grounds on which the protest is based, within thirty (30) days from the date of receipt of written notice from the department. The director of the department shall reconsider the determination and, if the Medicaid MCO so requested, the director or the director's designee shall grant the Medicaid MCO a hearing to be held within forty-five (45) days after the protest is filed, unless extended by agreement between the Medicaid MCO and the director. The director shall issue a final decision within forty-five (45) days of the completion of the hearing.

After a final decision by the director, a Medicaid MCO's appeal of the director's final decision shall be to the Administrative Hearing Commission in accordance with sections 208.156, RSMo and 621.055, RSMo.

(2) Medicaid MCORA Rates for SFY 2006. The Medicaid MCORA rates for SFY 2006 determined by the division, as set forth in (1)(B) above, are as follows:

(A) The Medicaid MCORA will be five and ninety-nine hundredths percent (5.99%) of the total revenues reported by each Medicaid MCO on the calendar year 2004 NAIC Health Annual Statement Analysis of Operations by Lines of Business, and collected over twelve (12) months (July 2005 through June 2006). No Medicaid MCORA shall be collected by the Department of Social Services if the federal Center for Medicare and Medicaid Services (CMS) determines that such reimbursement allowance is not authorized under Title XIX of the Social Security Act. If CMS approval of the reimbursement allowance occurs after July 2005, the total Medicaid MCORA for SFY 2006 will be collected over the number of months remaining in the fiscal year.

AUTHORITY: sections 208.201, RSMo 2000, and House Committee Substitute for Senate Bill 189 as enacted by the 93rd General Assembly, 2005. Original rule filed June 1, 2005.

PUBLIC COST: This proposed rule will cost state agencies or political subdivisions fifty thousand dollars (\$50,000) in the aggregate in state fiscal year 2006.

PRIVATE COST: This proposed rule will cost private entities 51.2 million dollars in state fiscal year 2006.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Director, Division of Medical Services, 615 Howerton Court, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. If to be hand-delivered, comments must be brought to the Division of Medical Services at 615 Howerton Court, Jefferson City, Missouri. No public hearing is scheduled.

FISCAL NOTE**PUBLIC COST****I. RULE NUMBER**

Rule Number and Name:	13 CSR 70-3.170
Type of Rulemaking:	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Department of Social Services	\$50,000

III. WORKSHEET

Since the capitation rates must be increased to reflect the additional cost to the Medicaid MCOs and the capitation payments must be actuarially sound, additional administrative costs will be incurred by the Department to obtain this actuarial certification to satisfy federal managed care rules. The Department estimates an additional \$50,000 in actuarial cost for this certification.

IV. ASSUMPTIONS

Since the provider tax is a cost of doing business in the state, the administration portion of the Medicaid MCO capitation payment would increase to take into account the tax paid on a per member, per month basis. All amounts remitted shall be deposited in the Medicaid Managed Care Organization Reimbursement Allowance Fund for the sole purpose of providing payment to the Medicaid managed care organizations.

FISCAL NOTE

PRIVATE COST

I. RULE NUMBER

Rule Number and Name:	13 CSR 70-3.170
Type of Rulemaking:	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the count of compliance with the rule by the affected entities:
7	Medicaid Managed Care Organizations doing business in the State of Missouri.	100%

III. WORKSHEET

Preliminary estimates based on 2004 Medicaid Total Revenues reported in the Missouri Department of Insurance reports indicates a total Medicaid Managed Care provider tax assessment of \$51.2 million based on a 5.99% tax assessment rate. The \$51.2 million would be collected by a monthly offset to the Medicaid managed care capitation payments made to each Medicaid managed care organization (MCO).

IV. ASSUMPTIONS

The proposed rule requires Medicaid managed care organizations to pay a reimbursement allowance for the privilege of engaging in the business of providing health benefit services in Missouri. All amounts remitted shall be deposited in the Medicaid Managed Care Organization Reimbursement Allowance Fund for the sole purpose of providing payment to the Medicaid managed care organizations.

The \$51.2 million would be collected by a monthly offset to the Medicaid managed care capitation payments made to each MCO.

Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 40—Optical Program

PROPOSED AMENDMENT

13 CSR 70-40.010 Optical Care Benefits and Limitations—Medicaid Program. The Division of Medical Services is amending sections (1), (2), and (7).

PURPOSE: This amendment updates the Department of Social Services, Division of Medical Services Internet address and revises the eye examination benefit to every two (2) years and eliminates coverage of eyeglasses for all recipients who are not eligible needy children, pregnant women or blind persons as approved through Senate Substitute for Senate Bill 539 enacted by the 93rd General Assembly.

(1) Administration. The Optical Care program shall be administered by the **Department of Social Services**, Division of Medical Services/, *Department of Social Services*/. The optical care services covered and not covered, the program limitations and the maximum allowable fees for all covered services shall be determined by the Division of Medical Services and shall be made available through the Department of Social Services, Division of Medical Services website at [www.dss.state.mo.us/dms] www.dss.mo.gov/dms, provider bulletins, and updates to the provider manual. Services covered shall include only those which are clearly shown to be medically necessary.

(2) Persons Eligible. Any person who is eligible for Title XIX benefits from the **Family Support** Division [*of Family Services*] and who is found to be in need of optical care services as described in this regulation **subject to the limitations set forth in subsections (7)(A)–(Y)**.

(7) Program Limitations.

(A) One (1) comprehensive or one (1) limited eye examination is allowed per **two (2) years** (within a *twelve (12)-/twenty-four (24)-*month period of time) under the Medicaid program. **Eligible needy children, pregnant women, and blind persons are allowed one (1) comprehensive or one (1) limited eye examination per year (within a twelve (12)-month period of time) under the Medicaid program.** Payment for a comprehensive eye examination will be made only if six (6) or more of the following procedures have been performed:

1. Refraction far point and near point;
2. Case history;
3. Visual acuity testing;
4. External eye examination;
5. Pupillary reflexes;
6. Ophthalmoscopy;
7. Ocular motility testing;
8. Binocular coordination;
9. Vision fields;
10. Biomicroscopy (slit lamp);
11. Tonometry;
12. Color vision; and
13. Depth perception.

(C) **Eligible needy children, pregnant women, and blind persons may be allowed** [*A/additional eye examinations [may be allowed]* during the year (within a twelve (12)-month period of time) if medically necessary (that is, cataract examination, prescription change of 0.50 diopters or greater). A Medical Necessity Form must be [*attached to the claim form*] **completed** for eye examinations in excess of one (1) per year.

(D) Eyeglasses are **only** covered by Medicaid for **eligible needy children, pregnant women, and blind persons** when the prescription is at least 0.75 diopters for one (1) eye or 0.75 diopters for each

eye. Eyeglasses (any type of frame and/or lens) are not covered for any other Medicaid eligibles.

(E) Only one (1) pair of eyeglasses is allowed every two (2) years (within any twenty-four (24)-month period of time) for [*all Medicaid recipients*] **eligible needy children, pregnant women, and blind persons** regardless of age.

3. Frames—Prior authorization required.

AUTHORITY: sections 208.152, 208.153 and 208.201, RSMo 2000, and Senate Substitute for Senate Bill 539 enacted by the 93rd General Assembly, 2005. This rule was previously filed as 13 CSR 40-81.170. Emergency rule filed April 10, 1981, effective April 20, 1981, expired July 10, 1981. Original rule filed April 10, 1981, effective July 11, 1981. Emergency amendment filed June 27, 2002, effective July 7, 2002, terminated Feb. 23, 2003. Amended: Filed July 15, 2002, effective Feb. 28, 2003. Amended: Filed March 3, 2003, effective Oct. 30, 2003. Amended: Filed June 1, 2005.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate over the life of the rule.

PRIVATE COST: This proposed amendment will cost private entities a range of zero (0) to \$7,754,000 annually, based on State Fiscal Year 2004 utilization, over the life of the rule.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Office of the Director, Division of Medical Services, 615 Howerton Court, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. If to be hand-delivered, comments must be brought to the Division of Medical Services at 615 Howerton Court, Jefferson City, Missouri. No public hearing is scheduled.

FISCAL NOTE

PRIVATE COST

I. RULE NUMBER

Rule Number and Name:	13 CSR 70-40.010 Optical Care Benefits and Limitations-Medicaid Program
Type of Rulemaking:	Proposed Amendment

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the count of compliance with the rule by the affected entities:
370,000	All Medicaid recipients, excluding eligible needy children, pregnant women, or blind persons	Services will be systematically denied and providers will not be reimbursed

Number impacted is net after adjusting for eligibles who no longer qualify for Medicaid coverage based on other Senate Bill 539 provisions.

III. WORKSHEET

The private cost of this proposed amendment is \$7,754,000 annually, based on the state fiscal year 2004 utilization of optical services, over the life of this rule. The amount is net of payments for services for children, pregnant women and blind and the savings of an eye examination from once per year to once every two years.

IV. ASSUMPTIONS

The proposed amendment revises the eye examination benefit to every two years and eliminates coverage of eyeglasses for all recipients who are not eligible needy children, pregnant women or blind persons as approved through Senate Substitute for Senate Bill 539 enacted by the 93rd General Assembly, 2005.

The state currently covers an eye examination once per year and eyeglasses every two years. The proposed amendment will eliminate coverage for eyeglasses and allow one eye examination every two years for adult Medicaid recipients who are not pregnant or blind.

The optical benefits for eligible needy children, pregnant women or blind persons will remain unchanged.

Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 90—Home Health Program

PROPOSED AMENDMENT

13 CSR 70-90.010 Home Health-Care Services. The Division of Medical Services is amending sections (1), (2), and (4).

PURPOSE: This amendment eliminates coverage of physical, occupational and speech therapy for adult Medicaid recipients who are not pregnant or blind as approved through Senate Substitute for Senate Bill 539 enacted by the 93rd General Assembly, 2005.

(1) An otherwise eligible Medicaid recipient is eligible for Medicaid reimbursement on his/her behalf for home health services if all the conditions of subsections (1)(A)–(D) are met—

(A) The recipient requires—

1. Intermittent skilled nursing care which is reasonable and necessary for the treatment of an injury or illness; **or**

2. Physical, *[or]* occupational **or** speech therapy **when the following conditions are met—**

A. The recipient is a needy child, pregnant woman or blind person; and

B. Physical, occupational or speech therapy is reasonable and necessary for restoration to an optimal level of functioning following an injury or illness, in accordance with limitations set forth in section (8) of this rule; **or**

3. Speech therapy reasonable and necessary for restoration to an optimal level of functioning following an injury or illness, in accordance with limitations set forth in section (8) of this rule].

(2) To qualify as skilled nursing care or as physical, occupational or speech therapy under paragraph/s/ (1)(A)1./–/ **or subparagraph (1)(A)2.B.** and to be reimbursable under the Medicaid Home Health Program, a service must meet the following criteria:

(C) The service must constitute active treatment for an illness or injury and be reasonable and necessary. To be considered reasonable and necessary, services must be consistent with the nature and severity of the individual's illness or injury, his/her particular medical needs and accepted standards of medical practice. Services directed solely to the prevention of illness or injury will neither meet the conditions of paragraph/s/ (1)(A)1./–/ **or subparagraph (1)(A)2.B.** nor be reimbursed by the Medicaid Home Health Program.

(4) Services included in Medicaid home health coverage are those set forth in paragraph/s/ (1)(A)1./–/ **or subparagraph (1)(A)2.B.** and, in addition, the intermittent services of a home health aide and the provision of nonroutine supplies identified as specific and necessary to the delivery of a recipient's nursing care and prescribed in the plan of care. These additional services are covered only if all the conditions of subsections (1)(A)–(D) are met. Necessary items of durable medical equipment prescribed by the physician **as a part of the home health service** are available to recipients of home health services through *[the]* Medicaid *[Durable Medical Equipment Program]* subject to the limitations of amount, duration and scope where applicable. **The home health agency must coordinate with the durable medical equipment provider to ensure the durable medical equipment provider has a copy of the home health plan of care for provision of the durable medical equipment prescribed.**

AUTHORITY: sections 208.153 and 208.201, RSMo 2000, and Senate Substitute for Senate Bill 539 enacted by the 93rd General Assembly, 2005. This rule was previously filed as 13 CSR 40-81.056. Original rule filed April 14, 1982, effective July 11, 1982.

For intervening history, please consult the Code of State Regulations. Amended: Filed June 1, 2005.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Social Services, Division of Medical Services, 615 Howerton Court, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. If to be hand-delivered, comments must be brought to the Division of Medical Services at 615 Howerton Court, Jefferson City, Missouri. No public hearing is scheduled.

Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 97—Health Insurance Premium Payment (HIPP)
Program

PROPOSED AMENDMENT

13 CSR 70-97.010 Health Insurance Premium Payment (HIPP) Program. The division is amending sections (2) and (5).

PURPOSE: This amendment clarifies that as long as a health insurance premium is not used as a deduction to income when determining client participation in the Medicaid program, then spenddown coverage shall not exclude a Medicaid eligible individual from participating in the Health Insurance Premium Payment (HIPP) Program.

(2) Condition of Eligibility. An individual eligible for Medicaid, or a person acting on the recipient's behalf, shall cooperate in providing information necessary for the Division of Medical Services to establish *[to establish]* availability and cost-effectiveness of group health insurance by completing the Application for Health Insurance Premium Payment (HIPP) Program, Form MO886-3179(6-94), **included herein**. As a condition of Medicaid eligibility, persons who are not enrolled in an available group insurance plan which the division has determined is cost-effective, and who are otherwise eligible for Medicaid, shall apply for enrollment in the plan.

(5) Exceptions to Payment. Premiums shall not be paid for health insurance plans under any of the following circumstances:

(C) The premium is used to meet a spenddown obligation when all persons in the household are eligible or potentially eligible only under the spenddown program. When some of the household members are eligible for full Medicaid benefits, the premium shall be paid if it is determined to be cost-effective when considering only the persons receiving full Medicaid coverage. In those cases, the premium shall not be allowed as a deduction to meet the spenddown obligation for those persons in the household participating in the spenddown program. **As long as the health insurance premium is not used as a deduction to income when determining client participation in the Medicaid program, then spenddown coverage shall not exclude a Medicaid eligible individual from participating in the HIPP program;**

AUTHORITY: sections 208.153, [RSMo Supp. 1991] and 208.201, RSMo [Supp. 1987] 2000. Original rule filed June 30, 1994, effective Jan. 29, 1995. Amended: Filed June 1, 2005.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Social Services, Division of Medical Services, 615 Howerton Court, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. If to be hand-delivered, comments must be brought to the Division of Medical Services at 615 Howerton Court, Jefferson City, Missouri. No public hearing is scheduled.

**Title 13—DEPARTMENT OF SOCIAL SERVICES
Division 70—Division of Medical Services
Chapter 99—Comprehensive Day Rehabilitation**

PROPOSED RULE

13 CSR 70-99.010 Comprehensive Day Rehabilitation Program

PURPOSE: This rule establishes the regulatory basis for the administration of the Comprehensive Day Rehabilitation Program. This rule provides for such methods and procedures relating to the utilization of, and the payment for, care and services available under the Medicaid program as may be necessary to safeguard against unnecessary utilization of such care and services and to assure that payments are consistent with efficiency, economy, and quality of care and are sufficient to enlist enough providers so that care and services are available under the plan at least to the extent that such care and services are available to the general population in the geographic area. Specific details of provider participation, criteria and methodology for provider reimbursement, recipient eligibility, and amount, duration, and scope of services covered are included in the Comprehensive Day Rehabilitation Program manual, which is incorporated by reference in this rule and available at the website www.dss.mo.gov/dms.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) Administration. The Missouri Medicaid Comprehensive Day Rehabilitation Program shall be administered by the Department of Social Services, Division of Medical Services. The Comprehensive Day Rehabilitation services covered and not covered, the limitations under which services are covered, and the maximum allowable fees for all covered services shall be determined by the Division of Medical Services and shall be included in the Medicaid provider manuals, which are incorporated by reference and made a part of this rule as published by the Department of Social Services, Division of Medical Services, 615 Howerton Court, Jefferson City, MO 65102, at its website www.dss.mo.gov/dms, July 1, 2005. This rule does not incorporate any subsequent amendments or additions. Comprehensive Day Rehabilitation Program shall include only those that are prior authorized by the Division of Medical Services.

(2) Persons Eligible. Prior authorized Comprehensive Day Rehabilitation services are covered for individuals with disabling impairments as the result of a traumatic head injury that are under the age of twenty-one (21), blind, or pregnant. The program provides intensive, comprehensive services designed to prevent or minimize chronic disabilities while restoring the individual to an optimal level of physical, cognitive, and behavioral function. Emphasis in the program is on functional living skills, adaptive strategies for cognition, memory or perceptual deficits, and appropriate interpersonal skills. The recipient must be eligible on the date the service is furnished. It is the provider's responsibility to determine the coverage benefits for a recipient based on their type of assistance as outlined in the Comprehensive Day Rehabilitation Program manual. The provider shall ascertain the patient's Medicaid/managed care status before any service is performed. The recipient's eligibility shall be verified in accordance with methodology outlined in the Comprehensive Day Rehabilitation Program manual.

(3) Provider Participation. To be eligible for participation in the Missouri Medicaid Comprehensive Day Rehabilitation Program, a provider must have the certificate of accreditation (CARF) from the Rehabilitation Accreditation Commission, employ and retain qualified/licensed head injury professionals qualified to render the services covered through the Comprehensive Day Rehabilitation Program, be a free standing rehabilitation center or in an acute hospital setting with space dedicated to head injury rehabilitation, and be an enrolled Medicaid provider.

(4) Prior Authorization. Comprehensive Day Rehabilitation services must be prior authorized by the Division of Medical Services in order for the provider to receive reimbursement. The request is reviewed by a medical consultant, and the provider is notified if the request is approved or, if not approved, the reason for denial. No more than six (6) months of services will be approved. It is possible to receive an additional six (6)-month authorization if the patient is showing progress toward treatment goals. The maximum period of Comprehensive Day Rehabilitation services covered is one (1) year.

(5) Covered Services. Comprehensive Day Rehabilitation Program services are covered for half-day (three (3) to four (4) hours) and full day (five (5) or more hours) units when the recipient meets the admission criteria and is prior authorized by the Division of Medical Services.

(6) Reimbursement. Payment will be made in accordance with the fee per unit of service as defined and determined by the Division of Medical Services. Providers must bill their usual and customary charge for Comprehensive Day Rehabilitation services. Reimbursement will not exceed the lesser of the maximum allowed amount determined by the Division of Medical Services or the provider's billed charges. Comprehensive Day Rehabilitation Program services are only payable to the enrolled, eligible, participating provider. The Medicaid program cannot reimburse for services performed by non-enrolled providers.

(7) Documentation Requirements for Comprehensive Day Rehabilitation Program.

(A) The following must be maintained in the recipient's clinical record:

1. Presenting complaint/request for assistance;
2. Relevant treatment history and background information;
3. Reported physical/medical/cognitive/psychological complaints;
4. Pertinent functional weaknesses and strengths;
5. Findings from formal assessments;
6. Plan of care;
7. Interview and behavioral observations;
8. Diagnostic formulation;

9. Recommendations for further evaluation and/or treatment needs; and

10. Dates of periodic review of the plan of care.

(8) Records Retention. These records must be retained for five (5) years from the date of service. Fiscal and medical records coincide with and fully document services billed to the Medicaid agency. Providers must furnish or make the records available for inspection or audit by the Department of Social Services or its representative upon request. Failure to furnish, reveal, or retain adequate documentation for services billed to the Medicaid program, as specified above, is a violation of this regulation.

AUTHORITY: sections 208.152, 208.153, 208.164, 208.201, 208.471, 208.631, and 208.633, RSMo 2000, and Senate Substitute for Senate Bill 539 enacted by the 93rd General Assembly, 2005. Original rule filed June 1, 2005.

PUBLIC COST: This proposed rule will cost state agencies or political subdivisions seventy-eight thousand dollars (\$78,000) annually over the life of the rule.

PRIVATE COST: This proposed rule will cost private entities a range of zero (0) to one (1) million dollars annually based on state fiscal year 2004 utilization over the life of the rule.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Office of the Director, Division of Medical Services, 615 Howerton Court, Jefferson City, MO 65109. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. If to be hand-delivered, comments must be brought to the Division of Medical Services at 615 Howerton Court, Jefferson City, Missouri. No public hearing is scheduled.*

FISCAL NOTE

PUBLIC COST

I. RULE NUMBER

Rule Number and Name:	13 CSR 70-99.010 Comprehensive Day Rehabilitation Program
Type of Rulemaking:	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Department of Social Services Division of Medical Services	\$78,000

III. WORKSHEET

The public cost of this proposed rule is \$78,000 annually, based on the state fiscal year 2004 utilization of comprehensive day rehabilitation services by children, pregnant women and blind Medicaid recipients, over the life of this rule.

IV. ASSUMPTIONS

The proposed rule eliminates coverage of comprehensive day rehabilitation services for all adult Medicaid recipients excluding pregnant women or blind persons as approved through Senate Substitute for Senate Bill 539 enacted by the 93rd General Assembly, 2005.

FISCAL NOTE**PRIVATE COST****I. RULE NUMBER**

Rule Number and Name:	13 CSR 70-99.010 Comprehensive Day Rehabilitation Program
Type of Rulemaking:	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the count of compliance with the rule by the affected entities:
24	All Adult Medicaid recipients, excluding pregnant women or blind persons	Services will be systematically denied and providers will not be reimbursed

III. WORKSHEET

The private cost of this proposed rule is \$1,000,000 annually, based on the state fiscal year 2004 utilization of comprehensive day rehabilitation services, over the life of this rule. The amount is net of payments for services for children, pregnant women and blind Medicaid recipients.

IV. ASSUMPTIONS

The proposed rule eliminates coverage of comprehensive day rehabilitation services for all adult Medicaid recipients excluding pregnant women or blind persons as approved through Senate Substitute for Senate Bill 539 enacted by the 93rd General Assembly, 2005.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety (90)-day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 15—Acupuncturist Advisory Committee Chapter 1—General Rules

ORDER OF RULEMAKING

By the authority vested in the Acupuncturist Advisory Committee under sections 324.481 and 324.487, RSMo 2000, the board amends a rule as follows:

4 CSR 15-1.020 Acupuncturist Credentials, Name and Address Changes is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 15, 2005 (30 MoReg 509). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 15—Acupuncturist Advisory Committee Chapter 1—General Rules

ORDER OF RULEMAKING

By the authority vested in the Acupuncturist Advisory Committee under sections 324.481, 324.487, 324.490 and 324.493, RSMo 2000, the board amends a rule as follows:

4 CSR 15-1.030 Fees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 15, 2005 (30 MoReg 509-510). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 15—Acupuncturist Advisory Committee Chapter 3—Standards of Practice, Code of Ethics, Professional Conduct

ORDER OF RULEMAKING

By the authority vested in the Acupuncturist Advisory Committee under sections 324.481 and 324.496, RSMo 2000, the board amends a rule as follows:

4 CSR 15-3.010 Standards of Practice is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 15, 2005 (30 MoReg 511). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 233—State Committee of Marital and Family Therapists Chapter 1—General Rules

ORDER OF RULEMAKING

By the authority vested in the State Committee of Marital and Family Therapists under sections 337.712, RSMo Supp. 2004 and 337.727, RSMo 2000, the board amends a rule as follows:

4 CSR 233-1.040 Fees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 15, 2005 (30 MoReg 511-512). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 267—Office of Tattooing, Body Piercing and
Branding
Chapter 2—Licensing Requirements**

ORDER OF RULEMAKING

By the authority vested in the Division of Professional Registration, Office of Tattooing, Body Piercing and Branding under section 324.522, RSMo Supp. 2004, the division amends a rule as follows:

4 CSR 267-2.020 Fees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 15, 2005 (30 MoReg 516–518). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 100—Missouri Commission for the Deaf and
Hard of Hearing
Chapter 200—Board for Certification of Interpreters**

ORDER OF RULEMAKING

By the authority vested in the Missouri Commission for the Deaf and Hard of Hearing under section 209.295, RSMo 2000, the commission amends a rule as follows:

**5 CSR 100-200.030 Missouri Interpreters Certification System
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 15, 2005 (30 MoReg 519). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 100—Missouri Commission for the Deaf and
Hard of Hearing
Chapter 200—Board for Certification of Interpreters**

ORDER OF RULEMAKING

By the authority vested in the Missouri Commission for the Deaf and Hard of Hearing under section 209.295, RSMo 2000, the commission rescinds a rule as follows:

**5 CSR 100-200.045 Provisional Restricted Certification in
Education is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on March 15, 2005 (30 MoReg 519). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes

effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 100—Missouri Commission for the Deaf and
Hard of Hearing
Chapter 200—Board for Certification of Interpreters**

ORDER OF RULEMAKING

By the authority vested in the Missouri Commission for the Deaf and Hard of Hearing under section 209.295, RSMo 2000, the commission adopts a rule as follows:

**5 CSR 100-200.045 Provisional Certificate in Education
is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on March 15, 2005 (30 MoReg 519–520). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 100—Missouri Commission for the Deaf and
Hard of Hearing
Chapter 200—Board for Certification of Interpreters**

ORDER OF RULEMAKING

By the authority vested in the Missouri Commission for the Deaf and Hard of Hearing under section 209.295, RSMo 2000, the commission amends a rule as follows:

5 CSR 100-200.150 Fees is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 15, 2005 (30 MoReg 520). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 100—Missouri Commission for the Deaf and
Hard of Hearing
Chapter 200—Board for Certification of Interpreters**

ORDER OF RULEMAKING

By the authority vested in the Missouri Commission for the Deaf and Hard of Hearing under section 209.295, RSMo 2000, the commission amends a rule as follows:

5 CSR 100-200.170 Skill Level Standards is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 15, 2005 (30 MoReg 520–521). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 100—Missouri Commission for the Deaf and
Hard of Hearing
Chapter 200—Board for Certification of Interpreters**

ORDER OF RULEMAKING

By the authority vested in the Missouri Commission for the Deaf and Hard of Hearing under section 209.295, RSMo 2000, the commission amends a rule as follows:

5 CSR 100-200.210 Reinstatement is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on March 15, 2005 (30 MoReg 521–522). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 100—Missouri Commission for the Deaf and
Hard of Hearing
Chapter 200—Board for Certification of Interpreters**

ORDER OF RULEMAKING

By the authority vested in the Missouri Commission for the Deaf and Hard of Hearing under section 209.295, RSMo 2000, the commission adopts a rule as follows:

5 CSR 100-200.220 Revocation is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on March 15, 2005 (30 MoReg 522). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 1—Organization and Administration**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under sections 313.004 and 313.805, RSMo 2000, the commission amends a rule as follows:

11 CSR 45-1.090 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 15, 2005 (30 MoReg 376). Changes have been made in the text of the proposed amendment, so it is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Gaming Commission (MGC) received one (1) letter of comment on proposed rule 11 CSR 45-1.090 Definitions. Additionally, a public hearing was held at which individuals/groups were provided the opportunity to express their agreement with or concern about the proposed rule as written. No one appeared at the hearing.

COMMENT: Ms. Sandra McKinley, Senior Regulatory Compliance Analyst for International Game Technology (IGT), submitted the following written comments on behalf of the gaming industry: Please clarify if the definition for “critical program storage media” is adding requirements for external third-party verification and security seals on equipment listed that is currently not held to these standards. For example, IGT’s central system does not play a role in the outcome of games, is housed in a secure room environment, and is presently not required to have security seals. If implemented, would this new definition then require IGT to maintain seals on a system that is already housed in a secure environment?

RESPONSE AND EXPLANATION OF CHANGE: The purpose of the proposed amendment is to better define and clarify storage media that should be verified and maintained within a secure environment. Components presently exist within the central system’s secure environment, specifically the Accounting Data System Communicators, which are verified and sealed by the MGC. The MGC will continue to require this level of control. Realizing some components that are required to be verified may not have seals attached thereto, the MGC will, therefore, amend the proposed amendment.

11 CSR 45-1.090 Definitions

(3) Definitions beginning with C—

(I) Critical program storage media—Any program storage media that contains software that may affect the integrity of gaming, including but not limited to game, accounting, system, and peripheral firmware devices involved in or which significantly influence the operation and calculation of game play, game display, game result determination, game accounting, revenue, or security, and which must be verified utilizing an external third-party methodology approved by the commission and which may, as determined by the commission, have security seals attached thereto.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 5—Conduct of Gaming**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under sections 313.004 and 313.805, RSMo 2000, the commission amends a rule as follows:

11 CSR 45-5.200 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 15, 2005 (30 MoReg 376–379). Changes have been made in the text of the proposed amendment, so it is reprinted here. This proposed

amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Gaming Commission (MGC) received one (1) letter of comment on proposed amendment 11 CSR 45-5.200 Progressive Slot Machines. Additionally, a public hearing was held at which individuals/groups were provided the opportunity to express their agreement with or concern about the proposed amendment as written. No one appeared at the hearing.

COMMENT: Ms. Sandra McKinley, Senior Regulatory Compliance Analyst for International Game Technology (IGT), submitted the following written comments on behalf of the gaming industry. IGT respectfully requests the commission define the term “the amount” used in subsection (1)(C); we interpret this as “the amount of wagers” or “amount-in.”

RESPONSE AND EXPLANATION OF CHANGE: The term “the amount” as used in the proposed amendment means “the amount of wagers.” The MGC will, therefore, amend the proposed amendment.

COMMENT: The phrase “aggregate prize” as used in (1)(D) implies that all slot machines connected to wide-area progressive systems offer aggregate prizes; however, IGT has slot machines connected to wide-area systems that do not award aggregate prizes. IGT suggests the commission consider the phrases “progressive payout amount” and “fixed payout amount” an alternative, to cover non-aggregate and aggregate prizes.

RESPONSE AND EXPLANATION OF CHANGE: The term “aggregate prize(s)” appears in the original rule. The term actually refers to the immediately preceding definition (1)(C), “Progressive jackpot.” The commission, therefore, deems it more appropriate to use the terminology for which a definition is provided and amends the proposed amendment by removing the term “aggregate prize(s),” replacing it with the term “progressive jackpot.”

COMMENT: Section (4) requires approval of the commission to move the incremental amount of one (1) progressive jackpot to another. We would like to point out the difficulties with regard to timing and obtaining appropriate approval. For example, a jackpot could hit after IGT’s request and prior to the commission issuing approval. This could have the affect of a negative reserve resulting in a direct financial loss to IGT. Will this proposed change prohibit IGT from discontinuing a system at a primary jackpot, but in the interim of receiving written approval from the commission? If so, please clarify how IGT may avoid this occurrence.

RESPONSE: While written approval from the commission was not articulated in the original rule, it was standard protocol. IGT has shut down thirteen (13) wide-area progressive systems during the past four (4) years, distributing the incremental amounts to other progressive jackpots. Written approvals have not posed a problem for either IGT or the commission; therefore the commission sees no need to amend the proposed rule.

COMMENT: Subsection (5)(B) of this rule, requires that in the event of a system failure “the authorized system provider take a reading of the jackpot amount on all excursion gambling boats connected to the system prior to bringing the failed system back online.” IGT seeks clarification as to how this requirement would be met if not all machines connected to the system can be brought back online simultaneously.

RESPONSE: The purpose of this provision is twofold; (1) to ensure that when a system is brought back online the value on each progressive meter reads no less than when the system failed, and (2) when brought back online meters have incremented to the value of the jackpot at the immediately preceding polling cycle or data transfer. The commission sees no necessity to amend the rule.

COMMENT: In subsection (5)(C), licensees are required to keep a hard copy log of all events for a period of at least sixty (60) days. IGT respectfully requests the commission consider expanding the language to include “. . . a hard or electronic copy . . .” as IGT’s proposed EMS system stores data electronically.

RESPONSE: The commission finds that the request in the comment for amendment to this subsection has merit. However, since no amendment was originally proposed to this particular subsection, it is not open for comment at this time. The commission would consider making a change in the language of the subsection in the future during a subsequent amendment process.

COMMENT: Beginning with paragraph (5)(D)2., and throughout the remainder of this section, the phrase “polling cycle” has been replaced with “data transfer.” We respectfully request the commission provide a definition of the term “data transfer.” Additionally, “polling cycle” has a defined time frame; will the commission define a time frame under “data transfer?”

RESPONSE AND EXPLANATION OF CHANGE: The real-time coin-in polling and the ten (10)-minute interval meter polling are time frames established by the authorized system provider and set forth in their system of internal controls; they are not time frames established by the commission. The term “data transfer” was changed to accommodate other potential system providers and was meant to include any methodology by which data is transmitted to the central system. The commission has no issue with including both terms in the rule to better clarify requirements.

COMMENT: Paragraph (5)(E)1. relating to the approval of wide-area progressive systems added language that allows the commission to “review and approve” testing results from an independent laboratory selected by the commission. System approval is currently an administrative function of the commission; does this amendment alter that authority, (i.e., is formal commission approval now required)? Also, we are interpreting this as applicable to “initial system approvals” and that changes to systems currently in use will be dealt with in a different manner. Please clarify that this is the commission’s intent.

RESPONSE: The existing regulation provides that during the initial approval stage underlying devices are tested and approved by the commission. Testing is actually performed by the independent testing laboratory employed by the commission with the commission rendering administrative oversight and approval. The proposed amendment does not change this practice; existing procedures are merely clarified. System changes will continue to be handled as in the past.

COMMENT: Subsection (5)(M) states that an agent or employee must be licensed to work on any component of the system. Please clarify the impact of this requirement for monitoring rooms located outside the state of Missouri.

RESPONSE: The rule is applicable whether the monitoring room is within or outside the state of Missouri.

COMMENT: In section (8), the terms “multi-game” and “multi-denomination devices” are used. We respectfully ask the commission clarify the difference between these terms. Further, subsection (8)(A) requires a multi-game or multi-denom machine, where not all games and/or denominations are progressive, to meter per denomination ad per game. Our multi-game/multi-denom products do not meter to that granularity, and if a payable is enabled as progressive at one (1) denom and non-progressive at a different denom, the progressive-only meters cannot be derived from the gaming machine. It is IGT’s position that meters of this granularity are the responsibility of the progressive controller, not the gaming machine. As such, IGT respectfully requests the subsection (8)(A) be removed. Also, in (8)(B) the sentence ends with the connector “and” leading into subsection (8)(C); however, in reading this section it would seem more appropriate for an “or” to be in this place. Please clarify if it is the commission’s intent to place the word “and” here, thereby

mandating progressive slot machines meet all three (3) requirements listed in (8).

RESPONSE: The metering required in (8)(A) addresses the computerized slot monitoring system's ability to account for each denomination and game. If the slot monitoring system lacks that ability, then all games on the device must contribute to the progressive jackpot. No requirement is placed on the gaming device's metering capability. Further, section (8) is correct as written in the proposed amendment; all three (3) elements must be met. Therefore, no change is required to the rule as proposed.

COMMENT: Section (9) has established an odds limit that previously did not exist. IGT respectfully requests the commission reconsider placing such odds limit or optionally placing any odds limit mandate in a policy that would allow the commission more flexibility for determining what is appropriate for the state.

RESPONSE: The commission feels odds of one (1) in fifty (50) million to be sufficiently high to accommodate any system, platform, or theme to be offered within our jurisdiction. Further, the commission feels the odds limit should be set forth through the rulemaking process and available publicly. The phrase "unless specifically approved in writing by the commission" included in the wording of the proposed rule provides the commission sufficient flexibility to determine if higher odds are appropriate in specific situations.

11 CSR 45-5.200 Progressive Slot Machines

(1) As used in this rule—

(C) Progressive jackpot means a slot machine payoff that increases over time solely as a function of the amount of wagers played on a machine or group of machines;

(D) Wide-area progressive means a system of slot machines with a progressive jackpot linked across a communication network approved by the commission which connects separate gaming establishments licensed or approved by the commission; and

(5) The operation of wide-area progressive slot machines is allowed subject to compliance with all other requirements of this rule, in addition to the following conditions:

(D) Jackpot verification procedures must include the following:

1. When a jackpot is won, the licensee authorized to provide the wide-area system may inspect the machine when accompanied by a gaming agent. The inspection shall include examining the critical program storage media, the error events received by the central system, and any other data which could reasonably be used to ascertain the validity of the jackpot;

2. The central system shall produce reports that will clearly demonstrate the method of arriving at the payoff amount. This shall include the amount contributed beginning at the polling cycle or data transfer immediately following the previous jackpot and will include all amounts contributed up to, and including, the polling cycle or data transfer, which includes the jackpot signal. Amounts contributed to the system before the jackpot message is received will be deemed to have been contributed to the progressive amount prior to the current jackpot. Amounts contributed to the system subsequent to the jackpot message being received will be deemed to have been contributed to the progressive amount of the next jackpot;

3. The jackpot may be paid in installments as long as each machine clearly displays the fact that the jackpot will be paid in installments. In addition, the number of installments and time between installments must be clearly displayed on the face of the machine in a non-misleading manner that is approved by the commission; and

4. Two (2) jackpots that occur in the same polling cycle or data transfer will be deemed to have occurred simultaneously and therefore, each "winner" shall receive the full amount shown on the meter unless another method of operation has been approved in advance by the commission;

Title 11—DEPARTMENT OF PUBLIC SAFETY Division 80—Missouri State Water Patrol Chapter 9—Mandatory Boater Safety Education Program

ORDER OF RULEMAKING

By the authority vested in the Missouri Department of Public Safety in section 650.005, RSMo 2000, the department adopts a rule as follows:

11 CSR 80-9.020 Temporary Nonresident Rental Vessel Operator Permits is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on March 15, 2005 (30 MoReg 554-560). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs and other items required to be published in the *Missouri Register* by law.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 100—Division of Credit Unions

ACTIONS TAKEN ON APPLICATIONS FOR NEW GROUPS OR GEOGRAPHIC AREAS

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the director has either granted or rejected applications from the following credit unions to add new groups or geographic areas to their membership and state the reasons for taking these actions.

The following applications have been granted. These credit unions have met the criteria applied to determine if additional groups may be included in the membership of an existing credit union and have the immediate ability to serve the proposed new groups or geographic areas. The proposed new groups or geographic areas meet the requirements established pursuant to 370.080(2), RSMo 2000.

Credit Union	Proposed New Group or Geographic Area
West Community Credit Union 4161 Highway K St. Charles, MO 63304	Those who live or work in the following zip code s: 63026, 63038, 63040, 63042, 63044, 63045, 63088, 63128

MISSOURI DIVISION OF CREDIT UNIONS

APPLICATION TO EXPAND THE FIELD OF MEMBERSHIP OF WEST COMMUNITY CREDIT UNION

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. The application to expand the field of membership was received by the Director, Division of Credit Unions on April 5, 2005.

2. The application was submitted in the required format and on April 6, 2005 was deemed to be complete.

3. West Community Credit Union by resolution of their Board of Directors adopted February 3, 2005 and included as part of the application will expand their field of membership only by geographic areas (RSMo 370.081.4; 370.080.2).

4. West Community Credit Union applied to expand their field of membership to include all who reside or work in zip codes 63026, 63038, 63040, 63042, 63044, 63045, 63088, 63128 along with their immediate household and family members. According to the 2000 United States census, the total population in zip codes 63026, 63038, 63040, 63042, 63044, 63045, 63088, and 63128 is 126,022. Therefore provisions of RSMo 370.081.2 and 4 CSR 105-3.040 Exemptions from Limitations on Groups are applicable.


5. The Credit Union Commission took action by motion during their April 14, 2005 meeting to find the application meets the criteria of 4 CSR 105-3.040 for an exemption from the limitations on groups.

6. After review of West Community Credit Union's most recent Supervisory Examination Report and their December 31, 2004 call report, the director is satisfied that this credit union is operating in a safe and sound manner and there are no adverse conditions or regulatory concerns. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(A)).

7. West Community Credit Union's net worth as reported on the December 31, 2004 call report is 9.71%. The director finds that West Community Credit Union is adequately capitalized. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(B)).

8. After review of West Community Credit Union's business plan submitted as part of the field of membership application, their December 31, 2004 call report, and their most recent Supervisory Examination Report, the director finds this credit union has the administrative capability and the financial resources to serve the proposed group. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(C)).

9. That no evidence was submitted as part of the application nor is the director in possession of any information that any other group is interested in forming a new credit union to serve this group. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(D)).


Sandra K. Branson, Director
Division of Credit Unions

Date: May 31, 2005

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 100—Division of Credit Unions

ACTIONS TAKEN ON APPLICATIONS FOR NEW GROUPS OR GEOGRAPHIC AREAS

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the director has either granted or rejected applications from the following credit unions to add new groups or geographic areas to their membership and state the reasons for taking these actions.

The following applications have been granted. These credit unions have met the criteria applied to determine if additional groups may be included in the membership of an existing credit union and have the immediate ability to serve the proposed new groups or geographic areas. The proposed new groups or geographic areas meet the requirements established pursuant to 370.080(2), RSMo 2000.


Credit Union	Proposed New Group or Geographic Area
First Missouri Credit Union 1690 Lemay Ferry Road St. Louis, MO 63125	Those who live or work in the following zip codes: 63012, 63052

MISSOURI DIVISION OF CREDIT UNIONS

**APPLICATION TO EXPAND THE FIELD OF MEMBERSHIP
OF FIRST MISSOURI CREDIT UNION**

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. The application to expand the field of membership was received by the director, Division of Credit Unions on April 1, 2005.
2. The application was submitted in the required format and on April 1, 2005 was deemed to be complete.
3. First Missouri Credit Union by resolution of their Board of Directors adopted February 23, 2005 and included as part of the application will expand their field of membership only by geographic areas (RSMo 370.081.4; 370.080.2).
4. First Missouri Credit Union applied to expand their field of membership to include all who reside or work in zip codes 63012 and 63052 along with their immediate household and family members. According to the 2000 United States census, the total population in zip codes 63012 and 63052 is 28,741. Therefore provisions of RSMo 370.081.2 and 4 CSR 105-3.040 Exemptions from Limitations on Groups are applicable.
5. The Credit Union Commission took action by motion during their April 14, 2005 meeting to find the application meets the criteria of 4 CSR 105-3.040 for an exemption from the limitations on groups.
6. After review of First Missouri Credit Union's most recent Supervisory Examination report and their December 31, 2004 call report, the director is satisfied that this credit union is operating in a safe and sound manner and there are no adverse conditions or regulatory concerns. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(A)).
7. First Missouri Credit Union's net worth as reported on the December 31, 2004 call report is 12.24%. The director finds that First Missouri Credit Union is adequately capitalized. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(B)).
8. After review of First Missouri Credit Union's business plan submitted as part of the field of membership application, their December 31, 2004 call report, and their most recent Supervisory Examination Report, the director finds this credit union has the administrative capability and the financial resources to serve the proposed group. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(C)).
9. That no evidence was submitted as part of the application nor is the director in possession of any information that any other group is interested in forming a new credit union to serve this group. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(D)).


Sandra K. Branson, Director
Division of Credit Unions

Date: May 31, 2005

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 100—Division of Credit Unions**

**ACTIONS TAKEN ON APPLICATIONS FOR NEW
GROUPS OR GEOGRAPHIC AREAS**

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the director has either granted or rejected applications from the following credit unions to add new groups or geographic areas to their membership and state the reasons for taking these actions.

The following applications have been granted. These credit unions have met the criteria applied to determine if additional groups may be included in the membership of an existing credit union and have the immediate ability to serve the proposed new groups or geographic areas. The proposed new groups or geographic areas meet the requirements established pursuant to 370.080(2), RSMo 2000.

Credit Union	Proposed New Group or Geographic Area
Edison Credit Union 4200 E. Front Street Kansas City, MO 64120	Active or retired employees of Cramer Inc., Old Dominion Brush Company, Terrell Creative, Durham School Services, Able Moving & Storage, Great American Building Materials

MISSOURI DIVISION OF CREDIT UNIONS

**APPLICATION TO EXPAND THE FIELD OF MEMBERSHIP
OF EDISON CREDIT UNION**

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. The application to expand the field of membership was received by the director, Division of Credit Unions on April 7, 2005.
2. The application was submitted in the required format and on April 8, 2005 was deemed to be complete.
3. Credit Union by resolution of their Board of Directors dated December 21, 2004 with said resolution submitted with the field of membership application will expand their field of membership only by employee groups (RSMo 370.081.4; 370.080.2).
4. The application to expand the Edison Credit Union's field of membership is for active or retired employees of Durham School Services, Terrell Creative, Old Dominion Brush Company, Great American Building Materials, Able Moving and Storage, and Cramer, Inc. According to the application, there are approximately two hundred sixty (260) employees within the applicant group; therefore provisions of RSMo 370.081.2 and 4 CSR 105-3.040 Exemptions from Limitations on Groups are not applicable.
5. After review of Edison Credit Union's most recent Supervisory Examination Report and the December 31, 2004 call report, the director is satisfied that the credit union is operating in a safe and sound manner and there are no adverse conditions or regulatory concerns. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(A)).
6. Edison Credit Union's net worth as reported on the December 31, 2004 call report is 12.73%. The director finds Edison Credit Union is adequately capitalized. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(B)).

7. After review of Edison Credit Union's business plan submitted as part of the field of membership application, December 31, 2004 call report, and the most recent Supervisory Examination Report, the director finds this credit union has the administrative capability and

the financial resources to serve the proposed groups. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(C)).

8. That the formation of a separate credit union by these small groups is not practical and consistent with reasonable standards for the safe and sound operation of a credit union. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(D)).



Sandra K. Branson, Director
Division of Credit Unions

Date: May 31, 2005

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 100—Division of Credit Unions

ACTIONS TAKEN ON APPLICATIONS FOR NEW GROUPS OR GEOGRAPHIC AREAS

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the director has either granted or rejected applications from the following credit unions to add new groups or geographic areas to their membership and state the reasons for taking these actions.

The following applications have been granted. These credit unions have met the criteria applied to determine if additional groups may be included in the membership of an existing credit union and have the immediate ability to serve the proposed new groups or geographic areas. The proposed new groups or geographic areas meet the requirements established pursuant to 370.080(2), RSMo 2000.

Credit Union	Proposed New Group or Geographic Area
1st Credit Union 16300 E 24 Hwy Independence, MO 64056	Those who live or work in the following zip code: 64108

MISSOURI DIVISION OF CREDIT UNIONS

APPLICATION TO EXPAND THE FIELD OF MEMBERSHIP OF 1st CREDIT UNION

FINDINGS OF FACT AND CONCLUSIONS OF LAW

1. The application to expand the field of membership was received by the director, Division of Credit Unions on April 7, 2005.

2. The application was submitted in the required format and on April 8, 2005 was deemed to be complete.

3. 1st Credit Union by resolution of their Board of Directors adopted March 30, 2005 and included as part of the application will expand their field of membership only by geographic areas (RSMo 370.081.4; 370.080.2).

4. 1st Credit Union applied to expand their field of membership to include all who reside or work in zip code 64108 along with their immediate household and family members. According to the 2000 United States census, the total population in zip code 64108 is 6,785.

Therefore provisions of RSMo 370.081.2 and 4 CSR 105-3.040 Exemptions from Limitations on Groups are applicable.

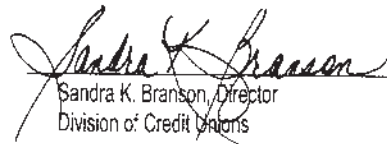
5. The Credit Union Commission took action by motion during their April 14, 2005 meeting to find the application meets the criteria of 4 CSR 105-3.040 for an exemption from the limitations on groups.

6. After review of 1st Credit Union's most recent Supervisory Examination Report and their December 31, 2004 call report, the director is satisfied that this credit union is operating in a safe and sound manner and there are no adverse conditions or regulatory concerns. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(A)).

7. 1st Credit Union's net worth as reported on the December 31, 2004 call report is 7.9%. The director finds that 1st Credit Union is adequately capitalized. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(B)).

8. After review of 1st Credit Union's business plan submitted as part of the field of membership application, their December 31, 2004 call report, and their most recent Supervisory Examination Report, the director finds this credit union has the administrative capability and the financial resources to serve the proposed group. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(C)).

9. That no evidence was submitted as part of the application nor is the director in possession of any information that any other group is interested in forming a new credit union to serve this group. (4 CSR 105-3.020 Criteria for Additional Membership Groups (1)(D)).



Sandra K. Branson, Director
Division of Credit Unions

Date: May 31, 2005

The Secretary of State is required by sections 347.141 and 359.481, RSMo 2000 to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
ABK Investments, L.L.C.**

On May 20, 2005, ABK Investments, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
BMGS Investments, L.L.C.**

On May 20, 2005, BMGS Investments, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
DCMC Investments, L.L.C.**

On May 20, 2005, DCMC Investments, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
Del Oro Tierra Investments, L.L.C.**

On May 20, 2005, Del Oro Tierra Investments, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
KBKW Investments, L.L.C.**

On May 20, 2005, KBKW Investments, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
KJK Investments, L.L.C.**

On May 20, 2005, KJK Investments, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
KMKK Investments, L.L.C.**

On May 20, 2005, KMKK Investments, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
MKTS Investments, L.L.C.**

On May 20, 2005, MKTS Investments, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
KSK Investments, L.L.C.**

On May 20, 2005, KSK Investments, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
KWTk Investments, L.L.C.**

On May 20, 2005, KWTk Investments, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
QSA, L.L.C.**

On March 28, 2005, QSA, L.L.C., a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—27 (2002), 28 (2003), 29 (2004) and 30 (2005). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
1 CSR 10	OFFICE OF ADMINISTRATION State Officials' Salary Compensation Schedule				27 MoReg 189 27 MoReg 1724 28 MoReg 1861 29 MoReg 1610
1 CSR 15-3.290	Administrative Hearing Commission		This Issue		
1 CSR 15-3.350	Administrative Hearing Commission		This Issue		
1 CSR 15-3.380	Administrative Hearing Commission		This Issue		
1 CSR 15-3.490	Administrative Hearing Commission		This Issue		
1 CSR 20-1.010	Personnel Advisory Board and Division of Personnel		30 MoReg 148	30 MoReg 1070	
1 CSR 20-3.010	Personnel Advisory Board and Division of Personnel		30 MoReg 148	30 MoReg 1070	
1 CSR 20-3.020	Personnel Advisory Board and Division of Personnel		30 MoReg 149	30 MoReg 1070	
1 CSR 20-4.020	Personnel Advisory Board and Division of Personnel		30 MoReg 1044		
1 CSR 70-1.010	Missouri Assistive Technology Advisory Council (<i>Changed from 8 CSR 70-1.010</i>)		This Issue		
1 CSR 70-1.020	Missouri Assistive Technology Advisory Council (<i>Changed from 8 CSR 70-1.020</i>)		This Issue		
DEPARTMENT OF AGRICULTURE					
2 CSR 30-2.010	Animal Health	30 MoReg 139	30 MoReg 149	30 MoReg 1070	
2 CSR 30-2.040	Animal Health		30 MoReg 685		
2 CSR 70-11.040	Plant Industries	This Issue	This Issue		
2 CSR 80-5.010	State Milk Board		30 MoReg 1044		
2 CSR 100-7.010	Missouri Agricultural and Small Business Development Authority		30 MoReg 150	30 MoReg 989	
2 CSR 100-10.010	Missouri Agricultural and Small Business Development Authority		30 MoReg 151	30 MoReg 989	
DEPARTMENT OF CONSERVATION					
3 CSR 10-4.117	Conservation Commission		30 MoReg 1112		
3 CSR 10-6.410	Conservation Commission		30 MoReg 441	30 MoReg 1072	
3 CSR 10-6.415	Conservation Commission		30 MoReg 1112		
3 CSR 10-6.535	Conservation Commission		30 MoReg 1113		
3 CSR 10-7.410	Conservation Commission		30 MoReg 1113		
3 CSR 10-9.110	Conservation Commission		30 MoReg 1114		
3 CSR 10-9.645	Conservation Commission		30 MoReg 1114		
3 CSR 10-10.744	Conservation Commission		30 MoReg 1115		
3 CSR 10-11.115	Conservation Commission		30 MoReg 1115		
3 CSR 10-12.109	Conservation Commission		30 MoReg 1115		
3 CSR 10-12.110	Conservation Commission		30 MoReg 1116		
3 CSR 10-12.115	Conservation Commission		30 MoReg 1116		
3 CSR 10-12.125	Conservation Commission		30 MoReg 1116		
3 CSR 10-12.140	Conservation Commission		30 MoReg 1117		
3 CSR 10-12.145	Conservation Commission		30 MoReg 1118		
3 CSR 10-12.150	Conservation Commission		30 MoReg 1119		
3 CSR 10-20.805	Conservation Commission		30 MoReg 1119		
DEPARTMENT OF ECONOMIC DEVELOPMENT					
4 CSR 15-1.020	Acupuncturist Advisory Committee		30 MoReg 509	This Issue	
4 CSR 15-1.030	Acupuncturist Advisory Committee		30 MoReg 509	This Issue	
4 CSR 15-3.010	Acupuncturist Advisory Committee		30 MoReg 511	This Issue	
4 CSR 30-5.030	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		30 MoReg 1301R 30 MoReg 1301		
4 CSR 30-5.060	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		30 MoReg 6	30 MoReg 989	
4 CSR 30-5.080	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		30 MoReg 1305		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 30-8.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		30 MoReg 1310		
4 CSR 30-10.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		30 MoReg 1310R 30 MoReg 1310		
4 CSR 30-12.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		29 MoReg 2212	30 MoReg 989	
4 CSR 30-21.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		30 MoReg 1314		
4 CSR 40-3.011	Office of Athletics		30 MoReg 1314R 30 MoReg 1314		
4 CSR 40-4.090	Office of Athletics		30 MoReg 1317R 30 MoReg 1317		
4 CSR 40-5.030	Office of Athletics		30 MoReg 1321		
4 CSR 60-1.025	State Board of Barber Examiners		30 MoReg 763		
4 CSR 60-2.015	State Board of Barber Examiners		30 MoReg 763		
4 CSR 60-2.040	State Board of Barber Examiners		30 MoReg 764		
4 CSR 60-3.015	State Board of Barber Examiners		30 MoReg 768		
4 CSR 70-2.032	State Board of Chiropractic Examiners		30 MoReg 769		
4 CSR 70-2.040	State Board of Chiropractic Examiners		30 MoReg 772		
4 CSR 70-2.060	State Board of Chiropractic Examiners		30 MoReg 775		
4 CSR 70-2.070	State Board of Chiropractic Examiners		30 MoReg 775		
4 CSR 70-2.080	State Board of Chiropractic Examiners		30 MoReg 775		
4 CSR 70-2.090	State Board of Chiropractic Examiners		30 MoReg 782		
4 CSR 70-3.010	State Board of Chiropractic Examiners		30 MoReg 782		
4 CSR 95-1.005	Committee for Professional Counselors		30 MoReg 8	30 MoReg 990	
4 CSR 95-1.010	Committee for Professional Counselors		30 MoReg 10R	30 MoReg 990R	
4 CSR 95-1.020	Committee for Professional Counselors		30 MoReg 10R 30 MoReg 10	30 MoReg 990R 30 MoReg 990	
4 CSR 95-1.030	Committee for Professional Counselors		30 MoReg 10R	30 MoReg 990R	
4 CSR 95-1.040	Committee for Professional Counselors		30 MoReg 11R	30 MoReg 991R	
4 CSR 95-1.050	Committee for Professional Counselors		30 MoReg 11	30 MoReg 991	
4 CSR 95-1.060	Committee for Professional Counselors		30 MoReg 15	30 MoReg 991	
4 CSR 95-2.010	Committee for Professional Counselors		30 MoReg 18R 30 MoReg 18	30 MoReg 991R 30 MoReg 991	
4 CSR 95-2.020	Committee for Professional Counselors		30 MoReg 19R 30 MoReg 20	30 MoReg 992R 30 MoReg 992	
4 CSR 95-2.021	Committee for Professional Counselors		30 MoReg 25	30 MoReg 992	
4 CSR 95-2.030	Committee for Professional Counselors		30 MoReg 27R 30 MoReg 27	30 MoReg 993R 30 MoReg 993	
4 CSR 95-2.040	Committee for Professional Counselors		30 MoReg 29R	30 MoReg 993R	
4 CSR 95-2.050	Committee for Professional Counselors		30 MoReg 29R	30 MoReg 993R	
4 CSR 95-2.060	Committee for Professional Counselors		30 MoReg 29R	30 MoReg 993R	
4 CSR 95-2.065	Committee for Professional Counselors		30 MoReg 29	30 MoReg 993	
4 CSR 95-2.070	Committee for Professional Counselors		30 MoReg 34R	30 MoReg 994R	
4 CSR 95-2.080	Committee for Professional Counselors		30 MoReg 34R	30 MoReg 994R	
4 CSR 95-3.010	Committee for Professional Counselors		30 MoReg 34R 30 MoReg 34	30 MoReg 994R 30 MoReg 994	
4 CSR 95-3.015	Committee for Professional Counselors		30 MoReg 35	30 MoReg 995	
4 CSR 95-3.020	Committee for Professional Counselors		30 MoReg 36R	30 MoReg 996R	
4 CSR 95-3.030	Committee for Professional Counselors		30 MoReg 37R	30 MoReg 996R	
4 CSR 95-3.040	Committee for Professional Counselors		30 MoReg 37R	30 MoReg 996R	
4 CSR 95-3.050	Committee for Professional Counselors		30 MoReg 37R	30 MoReg 996R	
4 CSR 95-3.060	Committee for Professional Counselors		30 MoReg 37R	30 MoReg 996R	
4 CSR 95-3.070	Committee for Professional Counselors		30 MoReg 38R	30 MoReg 996R	
4 CSR 95-3.080	Committee for Professional Counselors		30 MoReg 38R	30 MoReg 997R	
4 CSR 95-3.090	Committee for Professional Counselors		30 MoReg 38R	30 MoReg 997R	
4 CSR 95-3.100	Committee for Professional Counselors		30 MoReg 38R	30 MoReg 997R	
4 CSR 95-3.110	Committee for Professional Counselors		30 MoReg 39R	30 MoReg 997R	
4 CSR 95-3.120	Committee for Professional Counselors		30 MoReg 39R	30 MoReg 997R	
4 CSR 95-3.130	Committee for Professional Counselors		30 MoReg 39R	30 MoReg 997R	
4 CSR 95-3.140	Committee for Professional Counselors		30 MoReg 40R	30 MoReg 998R	
4 CSR 95-3.150	Committee for Professional Counselors		30 MoReg 40R	30 MoReg 998R	
4 CSR 95-3.160	Committee for Professional Counselors		30 MoReg 40R	30 MoReg 998R	
4 CSR 95-3.170	Committee for Professional Counselors		30 MoReg 40R	30 MoReg 998R	
4 CSR 95-3.180	Committee for Professional Counselors		30 MoReg 41R	30 MoReg 998R	
4 CSR 95-3.190	Committee for Professional Counselors		30 MoReg 41R	30 MoReg 998R	
4 CSR 95-3.200	Committee for Professional Counselors		30 MoReg 41R	30 MoReg 999R	
4 CSR 95-3.210	Committee for Professional Counselors		30 MoReg 41R	30 MoReg 999R	
4 CSR 95-3.220	Committee for Professional Counselors		30 MoReg 42R	30 MoReg 999R	
4 CSR 95-4.010	Committee for Professional Counselors		30 MoReg 42R	30 MoReg 999R	
4 CSR 100	Division of Credit Unions				30 MoReg 1081 This Issue
4 CSR 110-2.071	Missouri Dental Board		30 MoReg 609		
4 CSR 110-2.090	Missouri Dental Board		30 MoReg 613R 30 MoReg 613		
4 CSR 110-2.170	Missouri Dental Board		30 MoReg 616		
4 CSR 110-2.230	Missouri Dental Board		30 MoReg 1048		

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4 CSR 110-2.240	Missouri Dental Board		30 MoReg 616		
4 CSR 110-2.260	Missouri Dental Board		30 MoReg 1048		
4 CSR 110-2.240	Missouri Dental Board		30 MoReg 616		
4 CSR 145-1.040	Missouri Board of Geologist Registration		30 MoReg 783		
4 CSR 145-2.060	Missouri Board of Geologist Registration		30 MoReg 784R 30 MoReg 784		
4 CSR 150-2.050	State Board of Registration for the Healing Arts		30 MoReg 788		
4 CSR 150-2.080	State Board of Registration for the Healing Arts		29 MoReg 2216 30 MoReg 788	30 MoReg 999W	
4 CSR 150-2.125	State Board of Registration for the Healing Arts		30 MoReg 790		
4 CSR 150-2.153	State Board of Registration for the Healing Arts		30 MoReg 619		
4 CSR 150-3.010	State Board of Registration for the Healing Arts		30 MoReg 791		
4 CSR 150-3.060	State Board of Registration for the Healing Arts		30 MoReg 622		
4 CSR 150-4.055	State Board of Registration for the Healing Arts		30 MoReg 791		
4 CSR 150-6.010	State Board of Registration for the Healing Arts		30 MoReg 622R 30 MoReg 622		
4 CSR 150-6.020	State Board of Registration for the Healing Arts		30 MoReg 623		
4 CSR 150-6.025	State Board of Registration for the Healing Arts		30 MoReg 624		
4 CSR 150-6.030	State Board of Registration for the Healing Arts		30 MoReg 624		
4 CSR 150-6.040	State Board of Registration for the Healing Arts		30 MoReg 625		
4 CSR 150-6.050	State Board of Registration for the Healing Arts		30 MoReg 625		
4 CSR 150-6.060	State Board of Registration for the Healing Arts		30 MoReg 625		
4 CSR 150-6.070	State Board of Registration for the Healing Arts		30 MoReg 626		
4 CSR 150-7.135	State Board of Registration for the Healing Arts		30 MoReg 626 This Issue		
4 CSR 195-3.010	Division of Workforce Development		30 MoReg 1322R 30 MoReg 1323		
4 CSR 195-3.020	Division of Workforce Development		30 MoReg 1328		
4 CSR 220-1.010	State Board of Pharmacy		30 MoReg 42 30 MoReg 1119		
4 CSR 220-2.010	State Board of Pharmacy		30 MoReg 42 30 MoReg 1120		
4 CSR 220-2.020	State Board of Pharmacy		30 MoReg 43 30 MoReg 1120		
4 CSR 220-2.030	State Board of Pharmacy		30 MoReg 46	30 MoReg 999	
4 CSR 220-2.050	State Board of Pharmacy		30 MoReg 48 30 MoReg 1123		
4 CSR 220-5.030	State Board of Pharmacy		30 MoReg 48 30 MoReg 1123		
4 CSR 232-1.040	Missouri State Committee of Interpreters		30 MoReg 791		
4 CSR 232-2.030	Missouri State Committee of Interpreters		30 MoReg 792		
4 CSR 232-3.010	Missouri State Committee of Interpreters		30 MoReg 793		
4 CSR 232-3.030	Missouri State Committee of Interpreters		30 MoReg 793		
4 CSR 233-1.040	State Committee of Marital and Family Therapists		30 MoReg 511	This Issue	
4 CSR 240-2.061	Public Service Commission		30 MoReg 687		
4 CSR 240-2.071	Public Service Commission		30 MoReg 1332		
4 CSR 240-3.130	Public Service Commission		30 MoReg 627		
4 CSR 240-3.135	Public Service Commission		30 MoReg 628		
4 CSR 240-3.513	Public Service Commission		30 MoReg 151	30 MoReg 1000	
4 CSR 240-29.010	Public Service Commission		30 MoReg 49	30 MoReg 1373	
4 CSR 240-29.020	Public Service Commission		30 MoReg 50	30 MoReg 1380	
4 CSR 240-29.030	Public Service Commission		30 MoReg 52	30 MoReg 1382	
4 CSR 240-29.040	Public Service Commission		30 MoReg 53	30 MoReg 1384	
4 CSR 240-29.050	Public Service Commission		30 MoReg 53	30 MoReg 1389	
4 CSR 240-29.060	Public Service Commission		30 MoReg 58	30 MoReg 1392	
4 CSR 240-29.070	Public Service Commission		30 MoReg 58	30 MoReg 1392W	
4 CSR 240-29.080	Public Service Commission		30 MoReg 59	30 MoReg 1393	
4 CSR 240-29.090	Public Service Commission		30 MoReg 59	30 MoReg 1395	
4 CSR 240-29.100	Public Service Commission		30 MoReg 62	30 MoReg 1396	
4 CSR 240-29.110	Public Service Commission		30 MoReg 63	30 MoReg 1397W	
4 CSR 240-29.120	Public Service Commission		30 MoReg 63	30 MoReg 1398	
4 CSR 240-29.130	Public Service Commission		30 MoReg 64	30 MoReg 1398	
4 CSR 240-29.140	Public Service Commission		30 MoReg 65	30 MoReg 1399	
4 CSR 240-29.150	Public Service Commission		30 MoReg 66	30 MoReg 1400	
4 CSR 240-29.160	Public Service Commission		30 MoReg 67	30 MoReg 1400	
4 CSR 240-31.010	Public Service Commission	This Issue			
4 CSR 240-31.050	Public Service Commission	This Issue			
4 CSR 240-33.045	Public Service Commission		30 MoReg 573		
4 CSR 240-125.010	Public Service Commission		30 MoReg 365	30 MoReg 1000	
4 CSR 240-125.020	Public Service Commission		30 MoReg 366	30 MoReg 1000	
4 CSR 240-125.030	Public Service Commission		30 MoReg 366	30 MoReg 1000	
4 CSR 240-125.040	Public Service Commission		30 MoReg 367	30 MoReg 1000	
4 CSR 240-125.050	Public Service Commission		30 MoReg 370	30 MoReg 1001	
4 CSR 240-125.060	Public Service Commission		30 MoReg 370	30 MoReg 1001	

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4 CSR 240-125.070	Public Service Commission		30 MoReg 373	30 MoReg 1001	
4 CSR 250-5.030	Missouri Real Estate Commission		30 MoReg 268	30 MoReg 1072	
4 CSR 263-2.045	State Committee for Social Workers		30 MoReg 796		
4 CSR 263-2.047	State Committee for Social Workers		30 MoReg 796		
4 CSR 267-2.020	Office of Tattooing, Body Piercing and Branding		30 MoReg 516	This Issue	
DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION					
5 CSR 50-340.110	Division of School Improvement		30 MoReg 797R		
5 CSR 100-200.030	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 519	This Issue	
5 CSR 100-200.045	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 519R	This IssueR	
			30 MoReg 519	This Issue	
5 CSR 100-200.060	Missouri Commission for the Deaf and Hard of Hearing		This Issue		
5 CSR 100-200.150	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 520	This Issue	
5 CSR 100-200.170	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 520	This Issue	
5 CSR 100-200.210	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 521	This Issue	
5 CSR 100-200.220	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 522	This Issue	
DEPARTMENT OF TRANSPORTATION					
7 CSR 10-9.010	Missouri Highways and Transportation Commission		30 MoReg 689		
7 CSR 10-9.020	Missouri Highways and Transportation Commission		30 MoReg 689		
7 CSR 10-9.030	Missouri Highways and Transportation Commission		30 MoReg 691		
7 CSR 10-9.040	Missouri Highways and Transportation Commission		30 MoReg 692		
7 CSR 10-9.050	Missouri Highways and Transportation Commission		30 MoReg 692		
7 CSR 10-9.060	Missouri Highways and Transportation Commission		30 MoReg 693		
7 CSR 10-25.010	Missouri Highways and Transportation Commission				30 MoReg 1177
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
8 CSR 70-1.010	Missouri Assistive Technology Advisory Council (<i>Changed to 1 CSR 70-1.010</i>)		This Issue		
8 CSR 70-1.020	Missouri Assistive Technology Advisory Council (<i>Changed to 1 CSR 70-1.020</i>)		This Issue		
DEPARTMENT OF MENTAL HEALTH					
9 CSR 10-5.205	Director, Department of Mental Health		30 MoReg 270	30 MoReg 1072W	
9 CSR 10-5.206	Director, Department of Mental Health		30 MoReg 629		
9 CSR 25-3.030	Fiscal Management		30 MoReg 441	30 MoReg 1170	
9 CSR 30-3.132	Certification Standards		30 MoReg 444	30 MoReg 1170	
DEPARTMENT OF NATURAL RESOURCES					
10 CSR 10-1.030	Air Conservation Commission		30 MoReg 1332		
10 CSR 10-2.390	Air Conservation Commission		30 MoReg 797		
10 CSR 10-5.480	Air Conservation Commission		30 MoReg 818		
10 CSR 10-6.065	Air Conservation Commission		30 MoReg 153		30 MoReg 322
10 CSR 10-6.070	Air Conservation Commission		30 MoReg 635		
10 CSR 10-6.075	Air Conservation Commission		30 MoReg 636		
10 CSR 10-6.080	Air Conservation Commission		30 MoReg 638		
10 CSR 10-6.110	Air Conservation Commission		30 MoReg 1336		
10 CSR 10-6.360	Air Conservation Commission		30 MoReg 522		
10 CSR 10-6.380	Air Conservation Commission		30 MoReg 549		
10 CSR 10-6.390	Air Conservation Commission		30 MoReg 553		
10 CSR 20-7.015	Clean Water Commission		30 MoReg 838		
10 CSR 20-7.031	Clean Water Commission		30 MoReg 843		
10 CSR 23-3.060	Geological Survey and Resource Assessment Division		30 MoReg 975		
10 CSR 23-3.100	Geological Survey and Resource Assessment Division	30 MoReg 755			
10 CSR 23-5.050	Geological Survey and Resource Assessment Division	30 MoReg 760			
10 CSR 40-10.085	Land Reclamation Commission		30 MoReg 1124		
10 CSR 90-2.020	State Parks		29 MoReg 1726		
10 CSR 140-2.020	Division of Energy				30 MoReg 574
DEPARTMENT OF PUBLIC SAFETY					
11 CSR 30-7.020	Office of the Director		30 MoReg 163	30 MoReg 1001	
11 CSR 40-5.110	Division of Fire Safety		30 MoReg 1128		

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11 CSR 45-1.090	Missouri Gaming Commission		30 MoReg 376	This Issue	
11 CSR 45-5.190	Missouri Gaming Commission		30 MoReg 977		
11 CSR 45-5.200	Missouri Gaming Commission		30 MoReg 376	This Issue	
11 CSR 45-5.210	Missouri Gaming Commission		30 MoReg 980		
11 CSR 45-1.090	Missouri Gaming Commission		30 MoReg 376		
11 CSR 45-9.030	Missouri Gaming Commission		30 MoReg 982		
11 CSR 45-30.025	Missouri Gaming Commission		30 MoReg 67	30 MoReg 1001	
11 CSR 45-30.030	Missouri Gaming Commission		30 MoReg 68	30 MoReg 1001	
11 CSR 45-30.035	Missouri Gaming Commission		30 MoReg 68	30 MoReg 1002	
11 CSR 45-30.040	Missouri Gaming Commission		30 MoReg 68	30 MoReg 1170	
11 CSR 45-30.050	Missouri Gaming Commission		30 MoReg 69R	30 MoReg 1002R	
11 CSR 45-30.060	Missouri Gaming Commission		30 MoReg 69	30 MoReg 1002	
11 CSR 45-30.070	Missouri Gaming Commission		30 MoReg 69	30 MoReg 1003	
11 CSR 45-30.135	Missouri Gaming Commission		30 MoReg 70	30 MoReg 1172	
11 CSR 45-30.140	Missouri Gaming Commission		30 MoReg 70	30 MoReg 1003	
11 CSR 45-30.155	Missouri Gaming Commission		30 MoReg 70	30 MoReg 1003	
11 CSR 45-30.160	Missouri Gaming Commission		30 MoReg 71R	30 MoReg 1004R	
11 CSR 45-30.170	Missouri Gaming Commission		30 MoReg 71R	30 MoReg 1004R	
11 CSR 45-30.175	Missouri Gaming Commission		30 MoReg 71	30 MoReg 1004	
11 CSR 45-30.180	Missouri Gaming Commission		30 MoReg 72	30 MoReg 1004	
11 CSR 45-30.200	Missouri Gaming Commission		30 MoReg 73	30 MoReg 1005	
11 CSR 45-30.205	Missouri Gaming Commission		30 MoReg 73	30 MoReg 1006	
11 CSR 45-30.210	Missouri Gaming Commission		30 MoReg 73	30 MoReg 1006	
11 CSR 45-30.220	Missouri Gaming Commission		30 MoReg 74R	30 MoReg 1006R	
11 CSR 45-30.235	Missouri Gaming Commission		30 MoReg 74	30 MoReg 1006	
11 CSR 45-30.240	Missouri Gaming Commission		30 MoReg 74R	30 MoReg 1006R	
11 CSR 45-30.270	Missouri Gaming Commission		30 MoReg 75	30 MoReg 1007	
11 CSR 45-30.280	Missouri Gaming Commission		30 MoReg 75	30 MoReg 1008	
11 CSR 45-30.290	Missouri Gaming Commission		30 MoReg 76R	30 MoReg 1008R	
11 CSR 45-30.300	Missouri Gaming Commission		30 MoReg 76R	30 MoReg 1008R	
11 CSR 45-30.340	Missouri Gaming Commission		30 MoReg 76	30 MoReg 1008	
11 CSR 45-30.350	Missouri Gaming Commission		30 MoReg 77R	30 MoReg 1009R	
11 CSR 45-30.355	Missouri Gaming Commission		30 MoReg 77	30 MoReg 1173	
11 CSR 45-30.370	Missouri Gaming Commission		30 MoReg 78	30 MoReg 1009	
11 CSR 45-30.525	Missouri Gaming Commission		30 MoReg 78	30 MoReg 1010	
11 CSR 45-30.545	Missouri Gaming Commission		30 MoReg 79	30 MoReg 1010	
11 CSR 45-30.575	Missouri Gaming Commission		30 MoReg 79	30 MoReg 1010	
11 CSR 45-30.600	Missouri Gaming Commission		30 MoReg 80		
11 CSR 75-14.030	Peace Officer Standards and Training Program		30 MoReg 163	30 MoReg 1011	
11 CSR 80-9.020	Missouri State Water Patrol		30 MoReg 555	This Issue	

DEPARTMENT OF REVENUE

12 CSR 10-2.195	Director of Revenue		30 MoReg 982R		
12 CSR 10-5.050	Director of Revenue		30 MoReg 164R	30 MoReg 1072R	
12 CSR 10-5.060	Director of Revenue		30 MoReg 164R	30 MoReg 1072R	
12 CSR 10-5.070	Director of Revenue		30 MoReg 164R	30 MoReg 1072R	
12 CSR 10-5.075	Director of Revenue		30 MoReg 164R	30 MoReg 1073R	
12 CSR 10-5.545	Director of Revenue		30 MoReg 165R	30 MoReg 1073R	
12 CSR 10-5.550	Director of Revenue		30 MoReg 165R	30 MoReg 1073R	
12 CSR 10-5.555	Director of Revenue		30 MoReg 165R	30 MoReg 1073R	
12 CSR 10-5.560	Director of Revenue		30 MoReg 165R	30 MoReg 1073R	
12 CSR 10-5.565	Director of Revenue		30 MoReg 166R	30 MoReg 1073R	
12 CSR 10-11.100	Director of Revenue		30 MoReg 166R	30 MoReg 1074R	
12 CSR 10-11.120	Director of Revenue		30 MoReg 166R	30 MoReg 1074R	
12 CSR 10-11.130	Director of Revenue		30 MoReg 166R	30 MoReg 1074R	
12 CSR 10-11.140	Director of Revenue		30 MoReg 167R	30 MoReg 1074R	
12 CSR 10-23.460	Director of Revenue		30 MoReg 167	30 MoReg 1175	
12 CSR 10-24.050	Director of Revenue		30 MoReg 1051		
12 CSR 10-24.428	Director of Revenue		30 MoReg 1051		
12 CSR 10-24.444	Director of Revenue		30 MoReg 1052		
12 CSR 10-24.474	Director of Revenue		30 MoReg 1052		
12 CSR 10-25.050	Director of Revenue		30 MoReg 167	30 MoReg 1175	
12 CSR 10-26.040	Director of Revenue		30 MoReg 168	30 MoReg 1175W	
12 CSR 10-41.010	Director of Revenue	30 MoReg 5	30 MoReg 80	30 MoReg 1074	
12 CSR 10-104.040	Director of Revenue		30 MoReg 83	30 MoReg 1175	
12 CSR 10-107.100	Director of Revenue		30 MoReg 1345		
12 CSR 10-110.400	Director of Revenue		30 MoReg 86	30 MoReg 1175	
12 CSR 10-114.100	Director of Revenue		30 MoReg 90	30 MoReg 1074	
12 CSR 10-400.200	Director of Revenue	30 MoReg 357	30 MoReg 379	30 MoReg 1176	
12 CSR 10-400.250	Director of Revenue		30 MoReg 93	30 MoReg 1176	
12 CSR 10-405.100	Director of Revenue	30 MoReg 603	30 MoReg 639		
12 CSR 10-405.200	Director of Revenue	30 MoReg 604	30 MoReg 643		
12 CSR 10-500.210	Director of Revenue		30 MoReg 1052		

DEPARTMENT OF SOCIAL SERVICES

13 CSR 35-20.010	Children's Division		29 MoReg 2261	30 MoReg 1011	
13 CSR 35-30.010	Children's Division	30 MoReg 233	30 MoReg 271	30 MoReg 1075	
13 CSR 35-50.010	Children's Division	30 MoReg 234	30 MoReg 272	30 MoReg 1075	

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13 CSR 40-2.375	Family Support Division	This Issue	This Issue		
13 CSR 40-19.020	Division of Family Services	29 MoReg 1637	29 MoReg 1729		
13 CSR 40-110.020	Division of Family Services	30 MoReg 605R	30 MoReg 647R		
13 CSR 40-110.030	Division of Family Services		30 MoReg 561		
13 CSR 70-3.020	Division of Medical Services		30 MoReg 1130		
13 CSR 70-3.030	Division of Medical Services		30 MoReg 1345		
13 CSR 70-3.160	Division of Medical Services		30 MoReg 1130		
13 CSR 70-3.170	Division of Medical Services		This Issue		
13 CSR 70-4.050	Division of Medical Services		30 MoReg 1350		
13 CSR 70-4.080	Division of Medical Services		30 MoReg 1131		
13 CSR 70-4.100	Division of Medical Services	30 MoReg 1109	30 MoReg 1137		
13 CSR 70-4.110	Division of Medical Services		30 MoReg 1354		
13 CSR 70-5.010	Division of Medical Services		30 MoReg 1357		
13 CSR 70-10.015	Division of Medical Services	30 MoReg 761	30 MoReg 982		
13 CSR 70-10.080	Division of Medical Services	30 MoReg 761	30 MoReg 987		
13 CSR 70-10.110	Division of Medical Services	30 MoReg 235	30 MoReg 272	30 MoReg 1401	
13 CSR 70-20.200	Division of Medical Services		30 MoReg 171	30 MoReg 1011	
13 CSR 70-26.010	Division of Medical Services		30 MoReg 383	30 MoReg 1401	
13 CSR 70-40.010	Division of Medical Services		This Issue		
13 CSR 70-90.010	Division of Medical Services		This Issue		
13 CSR 70-91.010	Division of Medical Services		30 MoReg 1139		
13 CSR 70-97.010	Division of Medical Services		This Issue		
13 CSR 70-99.010	Division of Medical Services		This Issue		
ELECTED OFFICIALS					
15 CSR 30-50.040	Secretary of State		30 MoReg 172	30 MoReg 1011	
15 CSR 30-54.195	Secretary of State		30 MoReg 173	30 MoReg 1012	
15 CSR 40-3.120	State Auditor	29 MoReg 1639R	29 MoReg 2261		
15 CSR 40-3.130	State Auditor	29 MoReg 1639	29 MoReg 2262		
15 CSR 40-3.140	State Auditor	29 MoReg 1651	29 MoReg 2274		
15 CSR 40-3.150	State Auditor	29 MoReg 1661	29 MoReg 2284		
15 CSR 40-3.160	State Auditor	29 MoReg 1673	29 MoReg 2296		
15 CSR 60-13.060	Attorney General		30 MoReg 693		
RETIREMENT SYSTEMS					
16 CSR 50-2.110	The County Employees' Retirement Fund		30 MoReg 647		
16 CSR 50-10.050	The County Employees' Retirement Fund		30 MoReg 1139		
DEPARTMENT OF HEALTH AND SENIOR SERVICES					
19 CSR 10-33.050	Office of the Director		30 MoReg 444	30 MoReg 1401	
19 CSR 20-1.025	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 647		
19 CSR 20-1.060	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 1056R		
19 CSR 20-2.010	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 1056R		
19 CSR 20-2.030	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 1056R		
19 CSR 20-3.050	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 1141R 30 MoReg 1141		
19 CSR 20-20.080	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 1056		
19 CSR 20-50.005	Division of Environmental Health and Communicable Disease Prevention	30 MoReg 140	30 MoReg 173	30 MoReg 1075	
19 CSR 20-50.010	Division of Environmental Health and Communicable Disease Prevention	30 MoReg 141	30 MoReg 174	30 MoReg 1075	
19 CSR 20-50.015	Division of Environmental Health and Communicable Disease Prevention	30 MoReg 141	30 MoReg 174	30 MoReg 1075	
19 CSR 20-50.020	Division of Environmental Health and Communicable Disease Prevention	30 MoReg 142	30 MoReg 176	30 MoReg 1076	
19 CSR 20-50.025	Division of Environmental Health and Communicable Disease Prevention	30 MoReg 143	30 MoReg 178	30 MoReg 1076	
19 CSR 20-50.030	Division of Environmental Health and Communicable Disease Prevention	30 MoReg 144	30 MoReg 180	30 MoReg 1076	
19 CSR 20-50.035	Division of Environmental Health and Communicable Disease Prevention	30 MoReg 145	30 MoReg 183	30 MoReg 1076	
19 CSR 20-50.040	Division of Environmental Health and Communicable Disease Prevention	30 MoReg 145	30 MoReg 185	30 MoReg 1076	
19 CSR 25-36.010	Division of Administration		30 MoReg 453	30 MoReg 1402	
19 CSR 30-82.050	Division of Health Standards and Licensure		29 MoReg 2305		
19 CSR 30-86.012	Division of Health Standards and Licensure		29 MoReg 2307	30 MoReg 725	
19 CSR 30-86.032	Division of Health Standards and Licensure		29 MoReg 2308	30 MoReg 725	
19 CSR 30-86.042	Division of Health Standards and Licensure		29 MoReg 2309		

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19 CSR 60-50	Missouri Health Facilities Review Committee				30 MoReg 1081 30 MoReg 1404
19 CSR 73-2.050	Missouri Board of Nursing Home Administrators		30 MoReg 1357		
20 CSR	DEPARTMENT OF INSURANCE Medical Malpractice				28 MoReg 489 29 MoReg 505 30 MoReg 481
20 CSR	Sovereign Immunity Limits				27 MoReg 2319 28 MoReg 2265 30 MoReg 108
20 CSR 200-6.600	Financial Examination		30 MoReg 698R		
20 CSR 300-2.200	Market Conduct Examinations		30 MoReg 988		
20 CSR 400-1.020	Life, Annuities and Health		30 MoReg 1068		
20 CSR 400-2.170	Life, Annuities and Health		29 MoReg 1755		
20 CSR 400-3.650	Life, Annuities and Health	30 MoReg 1219	30 MoReg 1358		
20 CSR 400-10.100	Life, Annuities and Health		30 MoReg 1159		
20 CSR 700-1.145	Licensing	30 MoReg 1043	30 MoReg 1068		
20 CSR 700-6.100	Licensing	29 MoReg 2209	29 MoReg 1587	30 MoReg 388	
20 CSR 700-6.100	Licensing	29 MoReg 2209	29 MoReg 1587	30 MoReg 388	
20 CSR 700-6.150	Licensing	29 MoReg 2209	29 MoReg 1590	30 MoReg 388	
20 CSR 700-6.160	Licensing		29 MoReg 1593	30 MoReg 389	
20 CSR 700-6.170	Licensing		29 MoReg 1597	30 MoReg 389	
20 CSR 700-6.200	Licensing		29 MoReg 1597	30 MoReg 389	
20 CSR 700-6.250	Licensing		29 MoReg 1598	30 MoReg 389	
20 CSR 700-6.300	Licensing		29 MoReg 1598	30 MoReg 389	
	MISSOURI FAMILY TRUST				
21 CSR 10-1.010	Director and Board of Trustees		30 MoReg 1161		
21 CSR 10-1.020	Director and Board of Trustees		30 MoReg 1161		
21 CSR 10-1.030	Director and Board of Trustees		30 MoReg 1162		
21 CSR 10-2.010	Director and Board of Trustees		30 MoReg 1162		
21 CSR 10-3.010	Director and Board of Trustees		30 MoReg 1167		
21 CSR 10-4.010	Director and Board of Trustees		30 MoReg 1168		
21 CSR 10-4.020	Director and Board of Trustees		30 MoReg 1168		
	MISSOURI CONSOLIDATED HEALTH CARE PLAN				
22 CSR 10-2.010	Health Care Plan	30 MoReg 237R 30 MoReg 237	30 MoReg 275R 30 MoReg 275	30 MoReg 1077R 30 MoReg 1077	
22 CSR 10-2.020	Health Care Plan	30 MoReg 240R 30 MoReg 240	30 MoReg 280R 30 MoReg 280	30 MoReg 1077R 30 MoReg 1077	
22 CSR 10-2.030	Health Care Plan	30 MoReg 243R 30 MoReg 243	30 MoReg 283R 30 MoReg 283	30 MoReg 1077R 30 MoReg 1077	
22 CSR 10-2.045	Health Care Plan	30 MoReg 244R 30 MoReg 244	30 MoReg 283R 30 MoReg 284	30 MoReg 1078R 30 MoReg 1078	
22 CSR 10-2.055	Health Care Plan	30 MoReg 245R 30 MoReg 245	30 MoReg 284R 30 MoReg 284	30 MoReg 1078R 30 MoReg 1078	
22 CSR 10-2.070	Health Care Plan	30 MoReg 246R 30 MoReg 246	30 MoReg 285R 30 MoReg 285	30 MoReg 1078R 30 MoReg 1078	
22 CSR 10-2.075	Health Care Plan	30 MoReg 248R 30 MoReg 248	30 MoReg 286R 30 MoReg 287	30 MoReg 1079R 30 MoReg 1079	
22 CSR 10-2.080	Health Care Plan	30 MoReg 249R 30 MoReg 250	30 MoReg 288R 30 MoReg 288	30 MoReg 1079R 30 MoReg 1079	
22 CSR 10-3.010	Health Care Plan	30 MoReg 250	30 MoReg 289	30 MoReg 1079	
22 CSR 10-3.020	Health Care Plan	30 MoReg 253	30 MoReg 291	30 MoReg 1079	
22 CSR 10-3.030	Health Care Plan	30 MoReg 256	30 MoReg 294	30 MoReg 1080	
22 CSR 10-3.070	Health Care Plan	30 MoReg 257	30 MoReg 297	30 MoReg 1080	
22 CSR 10-3.075	Health Care Plan	30 MoReg 258	30 MoReg 298	30 MoReg 1080	
22 CSR 10-3.080	Health Care Plan	30 MoReg 259	30 MoReg 299	30 MoReg 1080	

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Department of Agriculture		
Plant Industries		
2 CSR 70-11.040	Bakanae of Rice Exterior Quarantine	This Issue November 23, 2005
Department of Economic Development		
Public Service Commission		
4 CSR 240-31.010	Definitions	This Issue February 15, 2006
4 CSR 240-31.050	Eligibility for Funding—Low-Income Customers and Disabled Customers.	This Issue February 15, 2006
Department of Natural Resources		
Geological Survey and Resource Assessment Division		
10 CSR 23-3.100	Sensitive Areas	30 MoReg 755 September 27, 2005
10 CSR 23-5.050	Construction Standards for Closed-Loop Heat Pump Wells	30 MoReg 760 September 27, 2005
Department of Revenue		
Director of Revenue		
12 CSR 10-23.428	All Terrain Vehicles Modified for Highway Use	Next Issue December 16, 2005
12 CSR 10-400.200	Special Needs Adoption Tax Credit	30 MoReg 357 July 15, 2005
12 CSR 10-405.100	Homestead Preservation Credit—Procedures	30 MoReg 603 September 15, 2005
12 CSR 10-405.200	Homestead Preservation Credit—Qualifications and Amount of Credit.	30 MoReg 604 September 15, 2005
Department of Social Services		
Family Support Division		
13 CSR 40-2.375	Medical Assistance for Families	This Issue December 27, 2005
13 CSR 40-110.020	Federal Income Tax Refund Offset Fee	30 MoReg 605 September 25, 2005
Division of Medical Services		
13 CSR 70-2.020	Scope of Medical Services for General Relief Recipients	Next Issue December 27, 2005
13 CSR 70-4.090	Uninsured Parents' Health Insurance Program	Next Issue December 27, 2005
13 CSR 70-4.100	Preventing Medicaid Payment of Expenses Used to Meet Spenddown	30 MoReg 1109 October 31, 2005
13 CSR 70-10.015	Prospective Reimbursement Plan for Nursing Facility Services.	30 MoReg 761 September 27, 2005
13 CSR 70-10.080	Prospective Reimbursement Plan for HIV Nursing Facility Services	30 MoReg 761 September 27, 2005
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA)	Next Issue December 13, 2005
Department of Insurance		
Life, Annuities and Health		
20 CSR 400-3.650	Medicare Supplement Insurance Minimum Standards Act	30 MoReg 1219. February 2, 2006
Licensing		
20 CSR 700-1.145	Demonstrating Incompetence, Untrustworthiness or Financial Irresponsibility in the Conduct of Variable Life and Variable Annuity Business by Insurance Producers.	30 MoReg 1043 January 1, 2006

Executive Orders

Executive Orders	Subject Matter	Filed Date	Publication
2005			
05-01	Rescinds Executive Order 01-09	January 11, 2005	30 MoReg 261
05-02	Restricts new lease and purchase of vehicles, cellular phones, and office space by executive agencies	January 11, 2005	30 MoReg 262
05-03	Closes state's Washington D.C. office	January 11, 2005	30 MoReg 264
05-04	Authorizes Transportation Director to issue declaration of regional or local emergency with reference to motor carriers	January 11, 2005	30 MoReg 266
05-05	Establishes the 2005 Missouri State Government Review Commission	January 24, 2005	30 MoReg 359
05-06	Bans the use of video games by inmates in all state correctional facilities	January 24, 2005	30 MoReg 362
05-07	Consolidates the Office of Information Technology to the Office of Administration's Division of Information Services	January 26, 2005	30 MoReg 363
05-08	Consolidates the Division of Design and Construction to Division of Facilities Management, Design and Construction	February 2, 2005	30 MoReg 433
05-09	Transfers the Missouri Head Injury Advisory Council to the Department of Health and Senior Services	February 2, 2005	30 MoReg 435
05-10	Transfers and consolidates in-home care for elderly and disabled individuals from the Department of Elementary and Secondary Education and the Department of Social Services to the Department of Health and Senior Services	February 3, 2005	30 MoReg 437
05-11	Rescinds Executive Order 04-22 and orders the Department of Health and Senior Services and all Missouri health care providers and others that possess influenza vaccine adopt the Center for Disease Control and Prevention, Advisory Committee for Immunization Practices expanded priority group designations as soon as possible and update the designations as necessary	February 3, 2005	30 MoReg 439
05-12	Designates members of staff with supervisory authority over selected state agencies	March 8, 2005	30 MoReg 607
05-13	Establishes the Governor's Advisory Council for Plant Biotechnology	April 26, 2005	30 MoReg 1110
05-14	Establishes the Missouri School Bus Safety Task Force	May 17, 2005	30 MoReg 1299
2004			
04-01	Establishes the Public Safety Officer Medal of Valor, and the Medal of Valor Review Board	February 3, 2004	29 MoReg 294
04-02	Designates staff having supervisory authority over agencies	February 3, 2004	29 MoReg 297
04-03	Creates the Missouri Automotive Partnership	January 14, 2004	29 MoReg 151
04-04	Creates the Missouri Methamphetamine Education and Prevention Task Force	January 27, 2004	29 MoReg 154
04-05	Establishes a Missouri Methamphetamine Treatment Task Force	January 27, 2004	29 MoReg 156
04-06	Establishes a Missouri Methamphetamine Enforcement and Environmental Protection Task Force	January 27, 2004	29 MoReg 158
04-07	Establishes the Missouri Commission on Patient Safety and supercedes Executive Order 03-16	February 3, 2004	29 MoReg 299
04-08	Transfers the Governor's Council on Disability and the Missouri Assistive Technology Advisory Council to the Office of Administration	February 3, 2004	29 MoReg 301
04-09	Requires vendors to disclose services performed offshore. Restricts agencies in awarding contracts to vendors of offshore services	March 17, 2004	29 MoReg 533
04-10	Grants authority to Director of Department of Natural Resources to temporarily waive regulations during periods of emergency and recovery	May 28, 2004	29 MoReg 965
04-11	Declares regional state of emergency because of the need to repair electrical outages by various contractors, including a Missouri contractor. Allows temporary exemption from federal regulations	May 28, 2004	29 MoReg 967
04-12	Declares emergency conditions due to severe weather in all Northern and Central Missouri counties	June 4, 2004	29 MoReg 968
04-13	Declares June 11, 2004 to be day of mourning for President Ronald Reagan	June 7, 2004	29 MoReg 969
04-14	Establishes an Emancipation Day Commission. Requests regular observance of Emancipation Proclamation on June 19	June 17, 2004	29 MoReg 1045
04-15	Declares state of emergency due to lost electrical service in St. Louis region	July 7, 2004	29 MoReg 1159
04-16	Orders a special census be taken in the City of Licking	July 23, 2004	29 MoReg 1245
04-17	Declares that Missouri implement the Emergency Mutual Aid Compact (EMAC) agreement with the State of Florida	August 18, 2004	29 MoReg 1347

Executive Orders	Subject Matter	Filed Date	Publication
04-19	Implements the EMAC with the State of Florida, activates the EMAC plan, and authorizes the use of the Missouri National Guard	September 10, 2004	29 MoReg 1430
04-20	Reestablishes the Poultry Industry Committee	September 14, 2004	29 MoReg 1432
04-21	Directs the creation of the Forest Utilization Committee within the Missouri Department of Conservation	September 14, 2004	29 MoReg 1434
04-22	Requests health care providers limit influenza vaccinations to high risk persons. Orders various actions by providers, Missouri Department of Health and Senior Services, and Attorney General's Office regarding influenza vaccine supply.	October 25, 2004	29 MoReg 1683
04-23	Creates the Forest Utilization Committee within the Missouri Department of Conservation. Supersedes and rescinds Executive Order 04-21	October 22, 2004	29 MoReg 1685
04-24	Rescinds Executive Order 03-15	October 22, 2004	29 MoReg 1687
04-25	Rescinds Executive Order 03-27	October 22, 2004	29 MoReg 1688
04-26	Authorizes Adjutant General to recognize Noncommissioned Officers with a First Sergeant's ribbon	November 1, 2004	29 MoReg 1791
04-27	Closes state offices Friday November 26, 2004	November 1, 2004	29 MoReg 1792
04-28	Closes state offices Monday, January 10, 2005	December 6, 2004	29 MoReg 2256
04-29	Rescinds Executive Order 04-22	January 4, 2005	30 MoReg 147

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